

THE COURT OF DISTRICT & ADDITIONAL SESSIONS JUDGE- II, JAMUI
NIRAJ KUMAR VS. THE STATE OF BIHAR

A.B.A. NO. - 581 Of 2026

Sono P.S Case No. 60/2026

ORDER

Present: Sudhir Sinha

06.06.2026

This anticipatory bail petition has been filed on behalf of petitioner **Niraj Kumar** who is apprehending arrest in Sono P.S. Case No. 60/2026 registered u/s- 87 of B.N.S, the copy of which is served upon the Id. P.P.

The Id. Counsel for the petitioner has submitted that no other bail petition was filed either in this Id. Court or before Hon'ble High Court, Patna. The petitioner has got no criminal antecedent. The petitioner has not been given notice u/s 35(3) of BNSS by the police. As per Id. Counsel the petitioner is innocent, has committed no offence and has been falsely implicated in this case. No offence u/s-87 of BNS is made out against the petitioner. The petitioner has not abducted nor induced the informant's daughter to compel her marriage. The real fact is that the informant's daughter had affair with petitioner and out of her own free will she left her parent's house and went to Surat and willingly performed her marriage with him. The petitioner is person of means and there is no chance of his absconding and he is ready to furnish bail bond to the satisfaction of Id. Court. In such view the Id. Counsel prayed to admit the petitioner to anticipatory bail.

The Id. Addl. PP opposed the prayer for bail.

On perusal of LCR and the case diary it is clear that the petitioner is F.I.R. named accused. The prosecution case in brief is that as per the informant Rajo Mandal on 30.03.2026 at about 05:00 in the evening, his daughter Anisha Kumari aged about 19 years, went out from his house, but did not return till evening. Upon search, he got information that Niraj Kumar of the same locality, has kidnapped his daughter for the purpose of marriage. The informant in his re-statement in CD para-2 has stated the same facts. The witnesses in CD paras-3 and 13 have supported the case of prosecution. The IO during verification of age of kidnapped girl Anisha Kumari, has found the date of birth of Anisha Kumari as 08.01.2007, the age of Anisha Kumari therefore is 19 years and above, according to the Marksheet of B.S.E.B

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2024 and the Marksheet is attached in the case diary. As the per CD para-20 the victim Anisha Kumari in her statement u/s 180 of BNSS recorded on 31.03.2026 has stated that she had affair with Niraj Kumar and wanted to marry him. But her parents were not ready to marry with Niraj Kumar. Due to her parent's scolding, she on 30.03.2026 along with Niraj went to Surat and on 02.04.2026 she got married with Niraj in a temple. When she received information that her parents had filed a missing person's case at Sono P.S she returned from Surat. It is also clear from victim's statement u/s-183 of BNSS recorded before the Magistrate that nobody kidnapped her, she went from her house voluntarily and on her own. She is major. No offence appears to be made out. Today, victim Anisha Kumari came before the Court from her Sasural where she is living peacefully.

Therefore in view of the facts and circumstances of this case having regard to the submission of both parties, this anticipatory bail petition is **allowed**. The petitioner **Niraj Kumar** in the event of his arrest or surrender is directed to be released on bail on furnishing bail bond of Rs. 10,000/- with two sureties of the like amount each to the satisfaction of the concerned Court.

Dictated & Corrected

District & Addl. S.J -II, Jamui
06.06.2026