

The Court of Addl. Sessions Judge-Ist, Kishanganj
Bail Petition No. - 93 /2026
(Kochadhaman P. S. case no. 384/ 2025)

Present : Suresh Kumar Singh II
Addl. Sessions Judge-Ist, Kishanganj

Mustafa

..... (Petitioner)

Vs.

The State of Bihar (Opposite Party)

For the Petitioner	: Sri Yamuna Prasad Sah	(Advocate)
For the State	: Sri Suren Prasad Saha	(A.P. P.)

22-04-2026 1. Heard learned counsel for the petitioner namely, Mustafa, Petitioner is in custody since 25.02.2026 in connection with Kochadhaman P. S. Case No. 384/2025, registered u/s 137(2) BNS and 363 IPC. Also heard learned P. P. for the State.

2. Prosecution case as per written report of the informant Md. Noor Salam is that on 06.07.2025 at about 12:00 PM his minor daughter Nursadi aged about 12 years has gone outside the house for walking in the mean time accused Mustafa kidnapped her. At that time the informant did not got informant regarding her kidnapping and he tried to search his daughter but he could not got trace his daughter. On 09.09.2025 at about 05:36 PM he received a phone call from Mob No. 9896991744 from Chandigadh and the person disclosed that his name is Mustafa and daughter of the informant is with him and if the informant wants to obtain his daughter then he have to pay some amount to him. He also take video call and shown daughter of the informant and said that he will send his daughter with Muskan and Thumo by train. On 10.09.2025 Mustafa send the daughter of the informant with above mentioned ladies in train no. 15904 Chandigardh Dhibrugadh Express. Saddam and Ahsan were also with them who gave location of the train to the informant on 12.09.2025 at 07:10 AM. When the informant reached the Kishanganj Railway Station but he could not found his daughter at station. On the basis report of the informant Kochadhaman P.S. Case NO. 384/2025 was registered.

3. Learned counsel appearing on behalf of the petitioner submitted that the petitioner has not committed any offence. They have falsely been implicated in this case. The victim had voluntarily accompanied the petitioner of her own free will and there was no force concern on inducement from the side of the petitioner. The petitioner is ready and willing to cooperate in the investigation and shall abide by any condition imposed by this Hon'ble Court. There is no likelihood of

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the petitioner absconding or tampering with evidence. The dispute between the petitioner and the informant is purely personal in nature and the parties have amicably settled the matter. The petitioner has voluntarily surrender on 25.02.2026 and after his is in judicial custody since 25.02.2026. Petitioner has clean antecedent.

4. Learned P. P. has opposed the prayer for bail.

5. From perusal of the record it transpires that there is allegation against this petitioner is that he kidnapped minor daughter of the informant on 06.07.2025. From perusal of case diary it transpires that witnesses have fully supported the allegation against the petitioner as alleged in the FIR. During investigation statement of victim was recorded U/s 183 BNSS in which she has said that the petitioner forcibly took her in toto and after that by train he took her to Chandhigardh. She has further stated that the petitioner has indulged her in flesh trade and he committed rape with her. Allegation against the petitioner is serious in nature. Allegation against the petitioner is serious in nature.

6. Therefore, considering the aforesaid facts and nature and gravity of allegations, I am not inclined to grant the privilege of bail to the petitioner. As such, prayer for bail made on behalf of petitioner namely, Mustafa is hereby **rejected**.

Dictated

Sd/-
Suresh Kumar Singh II
Addl. Sessions Judge-1st
Kishanganj

Date of Judgment/Order	22-04-2026
Date of Reserving Judgment/Order	NA
Uploading Date	23-04-2026
Uploaded by	Steno