

IN THE COURT OF DISTRICT & ADDL. SESSIONS JUDGE-III, KATIHAR
BAIL PETITION NO. 377/2026
(Arising out of Telta P.S. Case No. 07/2026)

Md. Nazir ... Petitioner

Versus

The State of Bihar ... Opposite Party

Ld. Counsel for the Petitioner:-	Sri Md. Habibur Rahman, Advocate
Ld. Counsel for the State :-	Sri Shiv Narayan Singh, APP

Date of hearing/Disposal: 20.04.2026

ORDER

A regular bail petition has been filed on behalf of the accused petitioner namely (1) Md. Nazir, S/O Manzoor Alam who is in jail custody since 21.03.2026 in connection with Telta P.S. Case No. 07/2026 for the offence registered U/S 137(2), 87, 352, 351(2), 3(5) of BNS. The copy of the same has already been duly served to the Ld. Addl. P.P. for the State.

Heard the Ld. counsel for the petitioner and the learned A.P.P. for the State.

The Ld. counsel of the petitioner have submitted that no B.P. or A.B.P. on behalf of the accused petitioner has been filed or moved earlier before this court or before the Hon'ble High Court, Patna. The petitioner is quite innocent and have committed no offence and he has been falsely implicated in this case. That the petitioner have no any criminal history. That the so-called victim is major one and she had accompanied petitioner with her free consent and sweet will without any pressure. That the petitioner is poor and sole earning hand of his family. Petitioner is languishing in judicial custody since 21.03.2026. The Petitioner is local man and no chance of his absconding. The petitioner is ready to furnish local and solvent bailors to the satisfaction of the court. Accordingly, prayed to grant bail.

On the other hand, the Ld. Addl. P.P. vehemently opposed the prayer of B.P. filed on behalf of the above named accused petitioners and submitted that the petitioner has committed the alleged offence under well planned manner. Hence, it is requested to reject the petition of the above named accused petitioner.

The case of the prosecution, in brief, is that on 23.12.2025 at about 11:00 Am, the informant's daughter along with her 14 month old child, went to Madhepura Mangli Haat to purchase clothes but did not return home till evening. When the informant searched, he found that she had gone to the house of the accused. However, both the daughter and the accused were found missing from there. The

informant alleges that the accused has kidnapped his daughter with the intention of marrying her. Hence, the present case has been registered.

Heard the Ld. Counsel of both the parties and perused the LCR. The instant Telta P.S. Case No. 07/2026 has been registered U/s 137(2), 87, 352, 351(2), 3(5) of BNS. The petitioner is the named accused of the FIR and there is allegation of kidnapping of Khushnadi Khatoon against the petitioner. However, during investigation, the victim has been found major and she denied her medical examination. Apart from it, in her statement made before the Judicial Magistrate, she has categorically stated that she went with the accused with her free will. The petitioner is languishing in judicial custody since 21.03.2026 and he has not any criminal antecedent. He is ready to cooperate into investigation and trial of this case and there is no chance of absconding or tampering with the evidence.

Hence, considering the above facts and circumstances as well as the period of custody, I find it judicious to enlarge the above named accused petitioners on bail on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand only) with two sureties of like amount each to the satisfaction of the Ld. Court below.

(Sd/-)

(Sunil Kumar Singh-III)
D.A.S.J.- III, Katihar
20.04.2026