

Present: Sandeep Mishra
In the court of District and Additional Sessions Judge-I, Katihar
B.P. No.498 of 2026
(Arising out of Kursela P.S.case No. 126 of 2026)
Ranjan Kumar versus State

Ranjan Kumar aged about 25 years, son of Prakash Sahni, resident of village- Nayatola Tingharia,
P.S.- Kursela, District- Katihar ... Petitioner

versus

The State of Bihar

... Opposite party.

Date	Order	Remark
01.06.2026	1. This is an application for grant of regular bail filed on behalf of the accused petitioner namely Ranjan Kumar, who is in custody since 13/04/2026 in connection with Kursela P.S.case number 126 of 2026 registered under sections 69, 81, 351 (2), 352, 3 (5) of Bhartiya Nyaya Sanhita. 2. The victim herself is the informant of this case. According to the First Information Report, case of the prosecution is that the victim and the petitioner Ranjan Kumar were in love for six years and when the marriage of the victim was being fixed elsewhere, the petitioner Ranjan Kumar asked the victim not to marry elsewhere, and he also said that he would marry her. Thereafter, the victim talked in the home and her family members became ready. Thereafter the accused petitioner along with the victim went outside for traveling on several occasions and they also established physical relation. About one month ago on 06/03/2026, the accused petitioner took away the victim to hotel at Naughachia and said that now they would perform court marriage and again established physical relation with her. On 13/3/2026, the accused petitioner asked whereabouts of the victim and when the victim replied that she is alone in her house, the accused petitioner namely Ranjan Kumar came to the	

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<u>continued</u> 01.06.2026	house of the victim and again established physical relation with her. Thereafter, after some days, the accused petitioner Ranjan Kumar informed that his marriage has been fixed elsewhere and he does not want to keep any relation with her. He has further said that he has performed engagement and also asked the victim not to message him. Thereafter the victim talked with the father of the accused petitioner namely Prakash Sahani and asked him upon which said Prakash Sahni said that he would not allow the victim to enter in her home and he has fixed the marriage of the accused petitioner elsewhere. He further said that the victim may lodge the case of rape against his son. 3. It has been submitted on behalf of the petitioner that no bail application either regular or anticipatory has been filed on behalf of the petitioner in this case earlier either before this court or before the Hon'ble Court, Patna. The petitioner has got no criminal antecedent. The petitioner is quite innocent and he has committed no offence at all as alleged by the informant in her typed application given to the police. The petitioner has been falsely implicated by the informant with the collusion of family member only to make pressure on the petitioner and his family members for performing marriage with the informant and after denial, they threatened the petitioner to keep him behind the bar to humiliate him in the society and also to damage his future. All the allegations against the petitioner regarding the physical relation on	
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<u>continued</u> 01.06.2026	assurance of marriage is totally false, concocted, and created story of the informant and her family members. The petitioner has recently joined a contract basis job of computer teacher in government School and later on, the informant and his family members created a false story as well in the First Information Report. The informant is a major girl and she never complained regarding relation with the accused petitioner earlier to filing of this First Information Report. The petitioner is in custody since 13/04/2026 without any fault. On the aforesaid grounds, prayer has been made to enlarge the petitioner on bail. 4. On the other hand, the learned APP as well as the learned counsel for the informant have opposed the prayer of the petitioner for grant of bail and submitted that there are heinous allegations against the petitioner that he promised the victim to marry her and established physical relation with her and later on, he refused to marry the victim when he got job and fixed his marriage elsewhere. The allegations against the petitioner are serious in nature and investigation against the petitioner is going on. Therefore, the petitioner is not entitled to be enlarged on regular bail. 5. It is pertinent to mention that in her statement under section 183 of Bhartiya Nagrik Suraksha Sanhta, the victim has stated that after lodging of the case, the parents of Ranjan Kumar have agreed. Therefore, production warrant was issued against the petitioner and	
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<u>continued</u> 01.06.2026	the notice was also issued to the victim cum informant. Pursuant to the order dated 22.05.2026, the victim and the accused -petitioner are present in the court. The accused - petitioner has been produced from the custody pursuant to the production warrant issued against him whereas the victim appeared pursuant to the notice issued to the victim. On being asked, the petitioner namely Ranjan Kumar stated that he does not want to marry the victim whereas the victim has stated before the court that she is ready to marry said Ranjan Kumar. 6. Heard the parties and perused the record. At the time of hearing of this bail application, record of this case being Kursela P.S. case number 126 of 2026 has been received from the learned court concerned. At the time of hearing of this a bail application, copy of case diary containing 77 paragraphs has been produced on behalf of prosecution. So far as the criminal antecedent of the petitioner is concered, it is mentioned in paragraph no. 55 of the case dairly that the petitioner has got no criminal antecedent. Allegations against the petitioner are that he promised the victim to marry her and on the assurance of marriage, he established physical relation with the victim on several occasions but later on refused to marry the victim and fixed his marriage elsewhere. Even when the marriage of the victim was being settled earlier elsewhere, he asked the victim not to marry elsewhere and promised the victim to marry her.	
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<u>continued</u> 01.06.2026	The victim in her statement under section 180 of Bhartiya Nagrik Suraksha Sanhita has supported her case, However, the victim in her statement under section 183 of Bhartiya Nagrik Surkasha Sanhita has stated that after lodging of the case, parents of Ranjan Kumar agreed. Therefore, by the order dated 22.05.2026, the accused -petitioner was directed to be produced before this court and notice was also issued to the victim. Today the accused -petitioner has been produced before this court and he has stated that he does not want to marry the victim. The attendance of the victim has been filed and the victim appeared before the court. The victim stated that she is ready to marry the petitioner. The witnesses have also supported the allegations against the petitioner during investigation. Investigation of the case is still going on. 7. Considering the aforesaid facts and circumstances of the case including the nature of allegations against the petitioner, this court is not inclined to enlarge the petitioner on bail. Accordingly, prayer of the petitioner namely Ranjan Kumar for grant of regular bail made in connection Kursela P.S.- case No. 126 of 2026 stands rejected. Sd/- (Sandeep Mishra) District and Additional Sessions Judge-I Katihar 01.06.2026	
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