

Court of Additional Sessions Judge I, Jhanjharpur
A.B.P. No- 288/2026
 (Khutauna P.S case No- 176/2025)
Phuldeo Mahto Vs. State of Bihar
 U/s- 96, 3(5) of the BNS.
Pending in the Court of Sri S. Rahman, JMFC, Jhanjharpur.

S.N	Date of order	Order with signature	Office notes as to action taken
1	2	3	4
	09.06.2026	1. This anticipatory bail petition has been filed on behalf of accused namely Phuldeo Mahto, seeking pre-arrest bail in connection with Khutauna P.S case No- 176/2025, U/s- 96, 3(5) of the BNS. 2. Heard Sri Kailash Chandra Yadav Ld. Advocate on behalf of petitioner and Sri Indrakant Prasad, learned APP for the state. 3. Ld. counsel Sri Kailash Chandra Yadav on behalf of the petitioner has submitted that no any other bail petition has earlier been filed before this Court or before Hon'ble High Court, Patna and petitioner has no criminal antecedent. It is further submitted that petitioner is quite innocent and has not committed any offence and no occurrence did ever took place and prosecution story is totally false and baseless and petitioner has falsely been implicated in this false case due to personal grudge, malice, spite and dirty village party politics. It is also submitted that no case is made out U/s 96 of the BNS, which is added only to make the case non-bailable and graver. Lastly it is submitted that petitioner has apprehending his arrest in this case, and ld. Counsel prays to enlarge the petitioner on anticipatory bail. 4. The learned APP Sri Indrakant Prasad opposed the petition and prayed to reject it. 5. The prosecution story in brief is that, informant of this case is Raj Lal Pandit, he has alleged that on 11.11.2025 accused Phuldeo Mahto has kidnapped his daughter with the help of other co-accused persons, lured his daughter and ran away. Hence, this case. 6. Heard both sides at length and perused the case record along with LCR including case diary. From perusal of the record it transpires that, on the basis of written application made by the informant, who happens the father of the victim presented before SHO Khutauna, this very case has been registered U/s- 96, 3(5) of the BNS against the petitioner and others. As per allegation it is alleged that accused petitioner, with the	

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help of others, lured the daughter of the informant and ran away but from perusal of the LCR, it transpires that at the time of the recording statement U/s 183 of the BNSS, the victim was found major aged about 18 years, which is mentioned in para No. 63 of the case dairy and after statement made U/s 183 of the BNSS, the victim was set free to go any where as she found major as per detailed order sheet of the Id. Court below dated 28.01.2026. Apart from that the victim herself has specifically denied any abduction or kidnapping of her by any one and also stated that she has solemnized marriage with the petitioner accused.

7. Therefore, considering the facts discussed above as well as victim found major, I am inclined to enlarge the petitioner on anticipatory bail accordingly, petitioner namely **Phuldeo Mahto** is directed to be released on bail, in the event of his arrest or surrender before the Ld. Court below within a period of 21 days from receipt of this order, on furnishing bail bond of **Rs. 10000/-** with two sureties of the like amount, to the satisfaction of Ld. Court below, as condition laid U/s 482 of the BNSS, to the satisfaction of Id. Court below.

Dictated and Corrected

Sd/-
(Sushil Kumar Dixit)
Addl. Sessions Judge-Ist
Jhanjharpur.

Memo No..... Date.....

Copy of order along with LCR be sent to the Court of Sri S. Rahman JMFC Jhanjharpur for information and needful.

(Sushil Kumar Dixit)
Addl. Sessions Judge-Ist
Jhanjharpur.

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