

Court of District & Additional Sessions Judge III, Jhanjharpur
A.B.P. No- 534/2026
(Laukahi P.S case No- 22/2026 Gr.No.-324/2026)
Siyaram Thakur @ Siyaram Sharma & Ors. Vs. State of Bihar
U/s- 96,137(2),352,351(2),3(5) of BNS

S.N	Date of order	Order with signature	Office notes as to action taken
1	2	3	4
	27.07.2026	1. This is the anticipatory bail application U/s – 482 of BNSS seeking pre-arrest bail by the accused persons namely 1. Siyaram Thakur @ Siyaram Sharma aged about 50 years S/o- Kameshwar Thakur 2. Lali Devi aged about 48 years W/o- Siyaram Thakur @ Siyaram Sharma and 3. Kajal Kumari aged about 21 years W/o- Santosh Sharma all R/o Vill- Kauriyahi, Ward No.- 05, P.S.- Laukahi, District-Madhubani in connection with Laukahi P.S case No-22/2026 Gr.No.-324/2026 U/s- 96,137(2),352,351(2),3(5) of BNS. 2. Heard Sri Kaushal Kumar for the petitioner and Sri Deo Shankar Jha, learned APP for the State. 3. The learned counsel of the petitioner submitted that no any sort of bail petition has earlier been filed in this court or any higher court. It was further submitted that the petitioners have innocent, have not committed any offence and falsely been implicated in this case. It has further submitted that petitioners have no criminal antecedent. It has been further submitted that section 96 and 137(2) of BNS are not applicable in this case as the petitioners never kidnapped the alleged victim Gayatri Kumari and other offences are bailable. It has been further submitted that the alleged victim Gayatri Kumari had gone with the Santosh Kumar Sharma from her own wills and the Gayatri Kumari is major which is clear from the perusal of the statement made out Gayatri Kumari under section 183 of BNSS. It was also submitted that the petitioners are local man and there is no chance of their absconding, if they be enlarged on bail. The learned counsel prayed to allow the petitioner on bail. 4. The learned APP opposed the petition and prayed to reject it.	

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	cont. 27.07.2026	5. The prosecution case in short is that on 06.02.2026 at about 6 PM the cousin daughter of the informant Santosh Kumar Yadav, Gayatri Kumari had gone to natural call who had not returned till one hour after then all the family members started searching her and found that Santosh Kumar Sharma kidnapped her by motorcycle with intent to marriage her. 6. Perused the case record. From perusal of the case record, case diary, submissions of both the parties and other materials available on record, I find that there is allegation against the petitioners to kidnapp the victim Gayatri Kumari . On further perusal I find that victim girl in her statement recorded U/s- 180 and 183 of BNSS have stated that she had gone voluntarily gone from her home and married with Santosh Thakur and no one kidnapped her and further from perusal of her statement recorded U/s- 183 of BNSS the age of the victim appears major. Further the petitioners have no criminal history. 7. In the facts and circumstances mentioned above, the anticipatory bail petition filed on behalf of the petitioners namely 1. Siyaram Thakur @ Siyaram Sharma 2. Lali Devi 3. Kajal Kumari are hereby disposed with direction to surrender before the Ld. Trial Court within fifteen days and Ld. Trial Court will pass order as observed above and keeping in consideration the totallity of facts and without being prejudiced of this order. Dictated and corrected by Anil Kumar Ram District & Additional Sessions Judge III Jhanjharpur	
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