

IN THE COURT OF 1<sup>st</sup> ADDL. SESSIONS JUDGE, MUZAFFARPURA.B.P. No. 495/2026

Guddu Kumar &amp; Anr..... Petitioners.

Vs.

State of Bihar..... O.P.

## O R D E R

06.03.2026

This application has been filed, for grant of anticipatory bail, on behalf of the accused petitioners, namely, (1) Guddu Kumar and (2) Shanti Devi, in connection with Sahebganj P.S. Case No. 600/2025, registered U/Ss 137(2), 87, 3(5) of the B.N.S., pending in the Ld. Court of A.C.J.M. 2<sup>nd</sup>, Muzaffarpur (West).

Heard arguments of Ld. Counsel, appearing for the accused petitioners and Ld. A.P.P. for the state.

Ld. Counsel for the accused petitioners, has submitted that previously no anticipatory or regular bail petitions of any nature had been filed by the accused petitioners, either in this court or before the Hon'ble High Court. That the petitioners have got no criminal history. That the petitioners are quite innocent, have not committed any offence and have falsely been implicated in this case, at the instance of their enemies. That entire allegations, as levelled against the petitioners, are false and concocted and no occurrence has ever been taken place in the manner, as alleged. That the victim girl has been recovered and her statement has also been recorded u/s 183 of the BNSS. That the petitioners are not involved in the alleged kidnapping of the victim girl. It has further been submitted that the petitioners have got genuine apprehension of their arrest in this case. Ld. counsel for the petitioners side, prays for their release on anticipatory bail.

Ld. A.P.P. for the state, opposed the prayer for anticipatory bail.

Perused the original record, including the FIR and case diary, from paras no. 01 to 24. From perusal of the record, it transpires that victim girl, relating to this case, has been recovered and her statement has been recorded, u/s 183 of the BNSS, wherein the victim girl has not levelled any allegation against the petitioner, namely, **Shanti Devi**. Further, the victim girl has not even whispered the name of the petitioner, namely, Shanti Devi, in her said statement, u/s 183 of the BNSS. This petitioner appears to be merely a family member of the prime accused. Allegation of kidnapping is not attracted against this petitioner and other allegations are also not specific against her.

Considering the aforementioned facts and circumstances of the case, the prayer for anticipatory bail, to the extent of the petitioner, namely, Shanti Devi, is hereby **allowed**. Accordingly, in the event of her arrest or surrender within four weeks from today, the accused petitioner, namely, **Shanti Devi**, is directed to be released on anticipatory bail, on furnishing bail bond of Rs. 10,000/- (Rs. Ten thousands) with two

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sureties of the like amount, to the satisfaction of the Ld. Court below and subject to the conditions, as laid down u/s 482 (2) of the BNSS.

So far as the petitioner, namely, Guddu Kumar, is concerned, the victim girl has stated in her statement, u/s 183 of the BNSS, that on 17.10.2025, at about 11:00 PM, in the night, when she was sleeping at her home, Guddu (accused petitioner) came there alongwith some co-accused persons, pressed her mouth, kidnapped her and took her to some unknown destination. Thus, the victim girl has levelled direct and specific allegation of her kidnapping, against the accused petitioner, namely, Guddu Kumar, in her statement u/s 183 of the BNSS. Considering the specific allegation of kidnapping against the accused petitioner Guddu Kumar, this court is not inclined to admit him to the privilege of anticipatory bail. Hence, anticipatory bail petition, so far as it relates to the petitioner, namely, **Guddu Kumar**, accordingly stands **rejected**.

(Dictated)

Sd./-

1<sup>st</sup> Addl. Sessions Judge  
Muzaffarpur