

In the Court of Addl. Sessions Judge – VIII, Patna

A.B.P. No. 1078/2026

[Arising out of Janipur P.S. Case No. 45/2026]

Manoj @ Manoj Kumar Singh Vs. State of Bihar

Advocate for Petitioner -Shri Piyush Kumar Pandey, Ld. Advocate

Advocate for Informant – Shri Sunil Kumar, Ld. Advocate

Advocate for State - Shri Ramdev Paswan, Ld. A.P.P.

O R D E R

02.04.2026

1. The accused petitioner namely Manoj @ Manoj Kumar Singh apprehending for his arrest in connection with Janipur P.S. Case No. 45/2026 registered for the offence u/s 140(2), 3(5) of B.N.S. pending before the Court of Ld. A.C.J.M.-IV, Patna. Heard Ld. counsel for the accused/petitioner and Ld. A.P.P. for the State.

2. The prosecution case in brief is that Vandana is the informant of this case who gave a handwritten application to the SHO, Janipur P.S. on 10.02.2026. She was residing at present in Flat No. 303, Krish Garden Apartment, Magistrate Colony on 09.02.2026 with her husband, Dr. Sarvesh Kumar Tiwari went to his office at about 01:30 pm from his house to Aryabhatta Institute of Nursing and Paramedical situated at Rampur, P.S. Janipur, Dist.- Patna. From his college, her husband called her at 05:00 pm and told her that he is about to return back from his office after some time. When the informant called her husband at about 07:30 pm, then his mobile was switched off, then she called to the caretaker of the office, then his caretaker replied that husband of the informant has already left his office. The informant waited for reaching his husband but he did not reached to the resident. Thereafter, informant went to the office of her husband with 4-5 other persons and when she reached there, then at about 12 am at night, her husband called her through whats app and told her that he is under custody of of Manoj, if they will not pay Rs. 70,00,000/- to him then his life is in danger.

3. It has been submitted on behalf of the petitioner that no regular or anticipatory bail petition has been filed and moved on behalf of the petitioner either in this ld. Court or before Hon'ble High Court, prior to this petition. The petitioner is quite innocent and has not committed any

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offence and has been falsely implicated by the informant. The story as alleged in the FIR is false and concocted one. No offence of kidnapping is attracted in this case and the instant case is a classic example of criminal laws to settle a civil dispute. The petitioner has one criminal antecedent and he is law-abiding citizen and he is ready to abide by the terms and conditions imposed by the Court while granting bail. So, he may be enlarged on bail.

4. On the other hand, the learned A.P.P. appearing for the State opposes the bail petition and Id. Counsel for the informant draw attention towards fact that agreement of a non-judicial stamp filed on behalf of petitioner itself speaks the critics of prosecution story since said stamp was purchased in name of victim Dr. Sarvesh Tiwari from Kishanpur, Samastipur district which is home town of the petitioner and the said stamp was purchased on 09.02.2026 bearing the signature of petitioner and victim but the date mentioned on the last date of the said agreement is 10.02.2026 which shows that the same was forcefully created by the petitioner while victim was in his custody. Id. Counsel also submitted that the petitioner is named in the FIR whose name was stated by the victim to his wife on telephone. There is direct and specific allegation against him. So, he does not deserve bail.

5. Heard both the sides and perused the record. From the perusal of the record, it appears that the petitioner is named in the FIR regarding the commission of the offence as alleged. The co-accused namely Manish Kumar was arrested by the police on the spot where he stated about the involvement of this petitioner in commission of the offence during the course of investigation. The material in the case diary shows that the victim Dr. Sarvesh Tiwari was recovered from Samastipur District during the course of investigation whose statement u/s 183 of B.N.S.S. was recorded before the Id. Magistrate where he stated about commitment of offence against him by this petitioner along with his companions in order to get ransom of Rs. 70 lakhs. The material in the case diary shows that there is dispute between the victim and this petitioner for money which has been alleged to be tendered for admission in Paramedical Institute. The mode the manner adopted by

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them in order to recover the said money is not accordance with law rather they have taken law in their hand in order to punish the so-called offender which is not permitted in civilised society. The matter is still under investigation. So, there is every chance of coming of new facts from the interrogation in connection with this case. The petitioner has one criminal antecedent of similar nature.

6. So, considering the above facts and circumstances of the case, nature of allegation and gravity of offence, this Court is not inclined to grant the privilege of pre-arrest bail to the above named accused/petitioner and therefore, this anticipatory bail petition is hereby **rejected**.

(Dictated & Corrected)

Sd/

(Atul Kumar Singh)

Addl. Sessions Judge – VIII

Patna

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