

In the Court of **Puneet Kumar Garg**, Sessions Judge, Saran at Chapra
Anticipatory Bail Petition No. 1887 of 2026 (Garkha P.S. Case No. 442/2026)

Vivek Kumar & Ors. V/s State of Bihar

ORDER

S.No.	Date	Contents	Remarks
01	02.06.2026	1. Heard learned counsel representing the petitioners-accused as well as learned Public Prosecutor representing the State on anticipatory bail petition of petitioners-accused, namely, <i>i. Vivek Kumar</i>, <i>ii. Suraj Kumar</i>, <i>iii. Ranjita Devi</i> and <i>iv. Ram Babu Rai</i>, apprehending their arrest in this Garkha P.S. Case No. 442/2026, registered under Sections 137(2) and 96 of the BNS, pending in the Court of <i>Shri Anup Rawat</i>, learned JMFC, Saran at Chapra. 2. FIR of this case has been registered on the basis of a written application of the informant, namely, <i>Baliram Kumar Sah (victim's father)</i>, stating that on 13.04.2026 at about 05:00 P.M., his 16.5-year-old niece, namely, <i>Jigyasha Kumari</i>, went outside the house, but did not return till late. Thereafter, the informant along with other family members started searching for her. During inquiry, the informant came to know that she was seen going with the petitioners-accused, <i>Vivek Kumar</i> and <i>Suraj Kumar</i> on a motorcycle. When the informant questioned the petitioner-accused, <i>Ram Babu Rai</i> in this regard, he abused and made objectionable remarks regarding his niece. The informant suspects that the petitioners-accused abducted his niece by enticing her for the purpose of marriage. It has further been alleged that the date of birth of the victim, as mentioned in the certificate, is 25.09.2009. 3. It is contended on behalf of learned counsel representing the petitioners-accused that they are quite innocent, have not committed any offence as alleged in F.I.R. and have falsely been implicated in this false case. Next contended that earlier no ABP or regular bail has been filed on behalf of the petitioners-accused in this Court or Hon'ble High Court, Patna in connection with the present case, and they have got clean antecedent, except this one. Next contended that no case is made out against the petitioners-accused u/ss 137(2) and 96 of the BNS. Next asserted that the victim girl, <i>Jigyasha Kumari</i>, has been recovered by the Police and her statement u/s 183 of the BNSS has also been recorded in which she denied the allegation of her kidnapping. Further submitted that the petitioners-accused are ready to furnish sureties as required by the Court. Therefore, it is prayed that the petitioners-accused may be enlarged on anticipatory bail. 4. Per contra, learned Public Prosecutor representing the State vehemently opposed the prayer for anticipatory bail of the	

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	petitioners-accused. 5. Heard both the sides and perused the relevant materials available on record. From the record, the allegation is that the petitioners-accused abducted the informant's niece with intention of marriage. However, the victim girl, namely, <i>Jigyasha Kumari</i>, has been recovered by the Police, and her statement u/s 183 of the BNSS has also been recorded in which she did not support the prosecution case at all and denied the allegation of her kidnapping. 6. So, considering the facts and circumstances of the case, the victim's categorical statement, absence of criminal antecedent, and the reasons mentioned herein-above, this Anticipatory Bail Petition, bearing No. 1887 of 2026, is hereby allowed. In the event of their arrest or surrender within one month from this order, the petitioners-accused, namely, <i>i. Vivek Kumar, ii. Suraj Kumar, iii. Ranjita Devi and iv. Ram Babu Rai</i>, be released on bail on furnishing bail bonds of Rs. 10,000/- <u>each with two sureties</u> of the like amount each to the satisfaction of the learned Court concerned subject to the conditions as laid down u/s 482(2) of B.N.S.S., 2023 :- (I) That the petitioners shall make themselves available for interrogation by I.O., as and when required, (II) That the petitioners shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade them from disclosing such facts to the Court or to the I.O. of the case, (III) That the petitioners shall not leave India without the previous permission of the Court, (IV) That the petitioners are directed to co-operate in trial and disposal of the case. [Dictated] (Puneet Kumar Garg), Sessions Judge, Saran 02.06.2026	