

**In the Court of Sessions Judge, Supaul**  
**A.B.A.-309/2026**  
**(Arising out of Raghapur PS Case No:-36/2026)**

1. Tunur Sharma @ Chunur Sharma, S/o- Bhagwat Sharma;  
2. Ratani Devi, W/o- Narayan Sharma; both R/o- Durgapur, Ward No.16, Nagar Panchayat, Simrahi, PS- Raghapur, District- Supaul;  
3. Juli Devi, W/o- Ranjit Kumar;  
4. Bahadur Sharma, S/o- Ramji Sharma;  
5. Basant Kumar Sharma, S/o- Bahadur Sharma;  
6. Shiv Kumar Sharma, S/o- Bahadur Sharma;  
7. Lalit Sharma, S/o- Ramji Sharma, All R/o- Gospur, Ward No.01, PS- Karjain, District- Supaul;

.....Accused/Petitioners  
Vs.

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

**25/03/2026**

Ld. Counsel for petitioners Sri. Pawan Kumar Bharti, Advocate.

Ld. PP Sri. J.N.Pandey, for the State.

By this order we are going to dispose off the anticipatory bail application filed on behalf of accused/ petitioners, namely 1. Tunur Sharma @ Chunur Sharma, 2.Ratani Devi, 3. Juli Devi, 4. Bahadur Sharma, 5. Basant Kumar Sharma, 6. Shiv Kumar Sharma and 7. Lalit Sharma, who are apprehending their arrest in connection with Raghapur PS Case No.:- 36/2, u/s- 96 of B.N.S.

Ld. counsel for the accused/ petitioners argued that accused/ petitioners are quite innocent and has committed no crime and they have falsely been implicated in this case due to local village politics. He further submitted that accused/ petitioners have not involving in any other case and having the clean antecedent. He further submitted that the offence as alleged in FIR is not applicable against the accused/petitioners. It is also submitted that accused/ petitioners are ready to abide by the provisions of section 482 of B.N.S.S, so they may be admitted to the anticipatory bail.

Ld. PP for the State strongly opposed the anticipatory bail application.

In brief, the prosecution story is that a written application was given by the informant namely Manju Devi to the police of PS Raghapur, stating therein that the accused Upash Kumar has kidnapped her daughter, aged about 17 years. The informant further alleged that the accused persons namely Meena Kumari, Tunur Sharma, Anshu Kumari, Ratani Devi, Juli Devi, Bahadur Sharma, Basant Kumar Sharma, Shiv Kumar Sharma and Lalit Sharma have assisted the accused Upash Kumar in taking away the daughter of informant. Thereafter, the informant tried to search her daughter, but she has not been recovered so far.

Argument heard from both sides and perused the record as well as case diary. On going through the case diary, it transpires that the police also recorded the

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statement of the witnesses namely Kanhaiya Kumar and Nitish Kumar and they have duly supported the prosecution case. As per para No.34 of the case diary, the police has also conducted the raid at village Hulas at the house of Prabhu Sharma but the victim girl has not been recovered so far. Though as per para No.52 of the case diary, these accused/ petitioners are having the clean antecedent. On minute scrutiny of the entire case diary as well as Fardbyan, it transpires that as per the Fardbyan of the informant, the minor victim girl was kidnapped by the accused Upash Kumar on 24.01.2026 but after the lapse of exactly two months, the victim girl has not been recovered so far. Since, in this case the minor girl, aged about 17 years was kidnapped by the accused Upash Kumar and these accused/ petitioners are actively participated in the kidnapping of the victim girl. It is also pertinent to mention here that in the border area illegal trafficking of a minor girls to Nepal or others district of West-Bengal are rampant. Since the victim girl has not been recovered so far, it is not appropriate to grant any relief to the accused/ petitioners before recovery of the victim girl. The investigation of this case is in primary stage. The allegation against the accused/ petitioners are very serious in nature. The custodial interrogation of accused/ petitioners is also required. The tempering of the prosecution evidence is also cannot be ruled out.

Hence, keeping in mind the seriousness of the allegation, I find that all the accused/ petitioners are not entitled to get the benefit of anticipatory bail. As such, the prayer of the anticipatory bail, on behalf of all accused/ petitioners namely 1. Tunur Sharma @ Chunur Sharma, 2.Ratani Devi, 3. Juli Devi, 4. Bahadur Sharma, 5. Basant Kumar Sharma, 6. Shiv Kumar Sharma and 7. Lalit Sharma is hereby, **Rejected.**

Dictated  
-Sd-  
(Anant Singh)  
Sessions Judge, Supaul