IN THE HIGH COURT OF JHARKHAND AT RANCHI

B.A. No. 6126 of 2026

Amit Kumar Ekka, aged about 29 years, Son of Late Jowakin Ekka
… … Petitioner

Versus

The State of Jharkhand **… … Opposite Party**

CORAM :HON'BLE MRS. JUSTICE ANUBHA RAWAT CHOUDHARY

For the Petitioner : Mr. Ajeet Kumar Singh, Advocate
For the Opp. Party-State : Mr. Shailendra Kumar Tiwari, Spl. P.P.

07/**29.07.2026**

1. Heard the learned counsel appearing on behalf of the parties.

2. The informant-cum-victim is present in person before this Court.

3. Learned counsel for the petitioner submits that the petitioner is in custody since 23.02.2026 in connection with Gumla P.S. Case No. 80 of 2026, for the alleged offence registered under Sections 64, 79 of BNS and under Section 66E, 67A of the I.T Act pending in the court of learned Chief Judicial Magistrate, Gumla.

4. Learned counsel for the petitioner has submitted that the petitioner and the victim were major. The petitioner have no criminal antecedent and the charge sheet has been submitted. The victim denied for medical examination. He has also submitted that the case is at the stage of evidence and out of five prosecution witnesses, two have already been examined, but the victim has not been examined so far by the learned court. Learned counsel has submitted that perusal of the first information report reveals that the petitioner and the victim developed intimacy and remained good friends and as per the allegation certain naked photographs etc of the victim was made viral. Learned counsel has submitted that there is nothing to connect the petitioner with the alleged offence. Learned counsel has submitted that it is not clear from the case diary to who had made the photograph/video viral.

5. Learned counsel appearing on behalf of the opposite party-State as well as the victim appearing in person have opposed the prayer for bail.

6. Learned counsel for the State has submitted that there is direct allegation made against the petitioner and he has referred to paragraph 14 and 15 of the case diary to submit that the victim herself had submitted the pen drive and her mobile set to the investigating officer in which the objectionable video was found and she has stated that the photograph/video were sent to her mother also.

7. After hearing the learned counsel for the parties and considering the direct and specific allegation made against the petitioner whereby the naked photograph of the victim was made by the petitioner and it is alleged to have been made viral, and further the trial is going on and the victim is yet to be examined, this Court is not inclined to enlarge the petitioner on bail.

8. The instant bail application is hereby rejected.

9. However, the State is directed to ensure that the remaining witnesses, FSL report, if any, are promptly produce before the court.

10. At this, learned counsel for the State upon instruction of victim, who is present in the court, has submitted that some of the photograph/video are still in the social media platform. Learned counsel has submitted that if appropriate direction is made then the steps would be taken to ensure that the photograph/video are deleted from the social media platform.

11. Considering the aforesaid submissions, it will be open to the victim to bring to the notice of the concerned Superintendent of Police with respect to the objectionable photograph/video which is available on the social media platform and upon being pointed out, the concerned S.P. shall take appropriate steps so that such objectionable photograph/video is deleted from the social media platform.

12. Learned counsel for the State is directed to communicate this order to the Director, Prosecution as well as Superintendent of Police of the concerned district to ensure compliance.

13. Let a copy of this order be communicated to the court concerned through ‘FAX/E-mail’.

(Anubha Rawat Choudhary, J.)

29.07.2026
Rakesh/-
Uploaded on:-01.08.2026