

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.629 of 2025

Arising Out of PS. Case No.-238 Year-2024 Thana- BAISI District- Purnia

Md. Gulam Haidar @ Gulam Haidar @ Ramjan Son of Late Buniyad Ali
village- Charaiya, Ps- Baisi, Dist- Purnea

... .. Petitioner/s

Versus

1. The State of Bihar
2. Ansari Begum Wife of Mohiuddin village- Charaiya, ward no. 7, Ps- Baisi,
Dist- Purnea

.. .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Ajay Kumar Thakur, Advocate Mrs. Vaishnavi Singh, Advocate
For the Opposite Party/s	:	Mr. Anil Kumar, APP

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 20-03-2025 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner apprehends his arrest in connection with Baisi P.S. Case No. 238 of 2024, registered for the offences punishable under Section 376 of the Indian Penal Code and Section 4 of the POCSO Act.

3. The prosecution case in brief is that petitioner is alleged to have physically exploited the daughter of the informant several times due to which she became pregnant. When the informant disclosed the same to the elder brother of the petitioner he told her not to disclose about the said fact to anyone and assured to help her in marriage of her daughter. When the informant refused to accept the same he threatened her and took away her husband and daughter for abortion.



4. Learned counsel for the petitioner submits that petitioner is innocent and has falsely been implicated in this case due to ulterior motive. During investigation, victim and her father did not support the prosecution case and the victim in her statement recorded u/s 180 and 183 of the BNSS has stated that nothing has happened with her and her mother has lodged a false case stating wrong facts against her. Victim has no illicit relationship with anyone and on 19.8.24, she had gone to her Khala's (mausi) house where she stayed for four days and when she returned on 24.8.24, she came to know that her mother has lodged a case and thereafter she along with her father went to the police station and she gave her statement. Petitioner claims clean antecedent.

5. Learned APP for the State has vehemently opposed the prayer for anticipatory bail of the petitioner.

6. Considering the aforesaid facts of the case and also considering the clean antecedent of the petitioner, the prayer for anticipatory bail of the petitioner is allowed.

7. Accordingly, in the event of arrest/surrender within a period of eight weeks from today, let the petitioner above named, be released on bail on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount



each to the satisfaction of the learned Additional Sessions Judge-VII-cum-Special Judge (POCSO), Purnea in connection with Baisi P.S. Case No. 238 of 2024, subject to condition as laid down under Section 482(2) of the B.N.S.S.

(Prabhat Kumar Singh, J)

Ranjeet/-

U		T	
---	--	---	--

