

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.11011 of 2025

Arising Out of PS. Case No.-243 Year-2024 Thana- HABIBPUR District- Bhagalpur

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Rahul Goswami @ Rahul Kumar Goswami S/O Uttam Goswami R/O Vill.-
Hakim Devi Prasad Road, Near Harbariya Kali Asthan, Mandroja, P.S.-
Tatarpur, Dist.- Bhagalpur. Petitioner/s

Versus

The State of Bihar Patna Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. N.K. Agrawal, Sr. Advocate
Mr. Kumar Rajdeep, Advocate
For the Opposite Party/s : Mr. Bharat Lal, APP

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 25-02-2025 Heard learned counsel for the petitioner and the

State.

2. Petitioner apprehends arrest in a case registered for the
offence punishable under Sections 127(2), 75 of the BNS Act
and Sections 3, 4, 5 and 7 of the Immoral Trafficking Act.

3. As per prosecution case, on information that sexual
activities were carried out, a raid was conducted and boys and
girls were found in objectionable condition in the cabin of Plan
B Restaurant. Condoms and condom wrapper were recovered.

4. It is submitted that the petitioner is innocent and
has been falsely implicated in this case only because he is
manager of the restaurant which is a public place. The boys and
girls who were arrested are major. The restaurant of petitioner is
open for all and if adults come, they cannot be stopped to have
food. Petitioner is running the said restaurant



from last one year. The present case has been instituted because of business rivalry. Petitioner has antecedent of one criminal case

5. Learned counsel for the State opposes the bail petition.

6. Considering the facts of the case, clean antecedent of the petitioner, in the event of arrest/surrender within 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 learned JMFC, Bhagalpur in connection with Habibpur P.S. Case No. 243 of 2024 in connection with B, subject to the conditions laid down under section 438(2) of the Code of Criminal Procedure.

(Prabhat Kumar Singh, J)

Prakash/-

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