

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.20286 of 2025

Arising Out of PS. Case No.-261 Year-2024 Thana- KASIMBAZAR District- Munger

Lala Kumar @ Mukesh Kumar S/O Deepak Manjhi Resident of Village-
Betwan Bazar Argara Madhuban Tola Road, P.S.- Kasim Bazar, Dist.-
Munger.

... .. Petitioner/s

Versus

1. The State of Bihar
2. Kiran Devi W/o- Umesha Manjhi, R/o- Vill- Betwan Bazar, Argara Road,
PS- Kasim Bazar, Dist Munger

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Arvind Kumar Singh, Advocate
For the State	:	Mr. Anant Kumar 1, APP
For the Informant	:	Mr. Abhishek Ranjan, Advocate

**CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH
MISHRA**

ORAL ORDER

3 16-07-2025 Heard learned counsel for the petitioner and learned APP
for the State as also learned counsel for the Informant.

2. The petitioner seeks bail in connection with Kasim
Bazar P.S. Case No. 261 of 2024 instituted for the offence under
Sections 137(2), 96 & 3(5) of the Bharatiya Nyaya Sanhita,
2023.

3. Prosecution case in a nutshell is that petitioner
enticed away the minor daughter of the informant for the
purpose of marriage.

4. It has been submitted on behalf of the petitioner
that the petitioner is in custody since 18-10-2024. Petitioner



bears no criminal antecedents, as per disclosure made in paragraph No. 3 of the bail application.

5. It has been further submitted by the petitioner's counsel that petitioner has been falsely implicated in the present case. Learned counsel for the petitioner submits that the entire allegation levelled against the petitioner is fabricated and concocted. Learned counsel for the petitioner has drawn the attention of this Court to the medical report of the victim, wherein it is found by the doctor that there is no evidence of sexual assault.

6. Learned A.P.P. for the State and learned counsel for the Informant have vehemently opposed the prayer for grant of bail to the petitioner. Referring to the statement of the victim recorded under Section 183 of the BNSS, 2023, it is submitted that victim has deposed that petitioner committed wrong with her. Moreover, victim is minor and several witnesses have supported the prosecution case, hence, petitioner does not deserve the privilege of bail. It is lastly submitted that cognizance against the petitioner is taken vide order dated 19-12-2024 under Sections 137(2), 87 & 64 of the Bharatiya Nyaya Sanhita, 2023 and Sections 4 & 6 of the POCSO Act, as per impugned order.



7. Considering the aforesaid facts and circumstances of the case, there being direct allegation against the petitioner of committing wrong act with her which fact is corroborated by the victim in her statement recorded under Section 183 of the BNSS, 2023, this Court is not inclined to grant bail to the petitioner. Prayer for grant of bail is hereby *rejected*.

8. The Trial Court is directed to expedite the trial as expeditiously as possible without any undue delay and unnecessary adjournments.

(Rudra Prakash Mishra, J)

Raj Kishore/-

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