

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.49478 of 2025

Arising Out of PS. Case No.-130 Year-2023 Thana- Kurth District- Arwal

Deepak Kumar S/o Sri Harendra Singh R/o Vill- Dhamaul, P.S.- Kurtha,
Distt- Arwal Petitioner/s

Versus

1. The State of Bihar
2. Smt. X Devi W/o Pinto Sah R/o Vill- Dhamoul, P.S.- Kurtha, Distt- Arwal
... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Diwakar Prasad Singh, Advocate
For the Opposite Party/s : Mr. Bhanu Pratap Singh, APP

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

3 18-09-2025 Heard Mr. Diwakar Prasad Singh, learned counsel
for the petitioner as well as Mr. Bhanu Pratap Singh, learned
Additional Public Prosecutor for the State.

2. Petitioner seeks bail who is in custody since
07.06.2023 in connection with POCSO Case No. 39 of 2023
arising out of Kurtha P.S. Case No. 130 of 2023, F.I.R. dated
28.04.2023 for the offences punishable under Sections 341, 504,
506 and 376 of the Indian Penal Code and Section 4 of the
POCSO Act.

3. Earlier the bail application of the petitioner has
been rejected twice vide order dated 05.09.2023 and 06.09.2024
passed in Cr. Misc. No. 57634 of 2023 and Cr. Misc. No. 49799
of 2024 respectively.

4. Learned counsel for the petitioner submits that
petitioner has clean antecedent and he has falsely been



implicated in the present case. He further submits that the petitioner is in custody since 07.06.2023 but the trial is not in progress as yet.

5. Vide order dated 18.07.2025 a report was called with regard to the present stage of trial. Report of the learned Trial Court dated 31.07.2025 reveals that out of 12 charge sheet witnesses, 5 witnesses have been examined and the case is pending for the examination of rest of the prosecution witnesses.

6. Learned Additional Public Prosecutor has vehemently opposed the prayer for bail of the petitioner.

7. Considering the nature of allegation as alleged in the F.I.R as well as report of the learned Trial Court, I am not inclined to enlarge the petitioner on bail in connection with POCSO Case No. 39 of 2023 arising out of Kurtha P.S. Case No. 130 of 2023 pending in the court of learned VI Additional Sessions Judge cum Special Judge POCSO Act at Jehanabad.

8. Prayer is refused.

9. However, learned Trial Court is directed to expedite and conclude the trial at the earliest.

(Rajesh Kumar Verma, J)

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