

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.47981 of 2025

Arising Out of PS. Case No.-86 Year-2025 Thana- BARAULI District- Gopalganj

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Santosh Manjhi @ Santosh Kumar Manjhi S/o Dinanath Manjhi Resident of
village- Batardeh, PS- Barouli, District- Gopalganj

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Dharmveer

For the Opposite Party/s : Mr.Lalan Kumar

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CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA
ORAL ORDER

5 25-11-2025 Heard the parties.

2. The petitioner seeks bail in connection with Barouli
P.S. Case No. 86 of 2025 registered for the offences under
Section 64 of the Bharatiya Nyaya Sanhita.

3. The petitioner is named in the F.I.R. and is in custody
since 24.03.2025.

4. The allegation against the petitioner is to commit
rape upon informant, who is a married lady and was pregnant at
the time of the occurrence on false pretext of marriage.

5. Learned counsel appearing on behalf of the petitioner
submitted that there are material contradictions *qua* occurrence as
alleged through FIR which was lodged on same very day *qua*
statement recorded under Section 183 of the BNSS. It is



submitted that though semen was found from the panty of the victim, but any genetic connection that same was of petitioner, no adverse interference can be drawn in support of the allegation. It is submitted that despite custody for about 8 months, charge-sheet was submitted on 21.05.2025. While concluding the argument it is submitted that, petitioner is a man of clean antecedent and moreover, investigation of this case has already completed, and as such, there is no chance of tampering with the evidence.

6. Learned APP duly assisted by learned counsel for the informant, while opposing the prayer for bail submitted that allegation is specifically available against this petitioner as to commit rape upon victim.

7. In view of aforesaid factual submission and by taking note of fact as despite custody for about 8 months and passing four months over submission of charge-sheet, coupled with the fact as trial is not likely to conclude in the near future, where petitioner remains in custody since 24.03.2025, accordingly above named petitioner, is directed to be released on bail in connection with Barouli P.S. Case No. 86 of 2025 on furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned J.M. 1st Class,



Gopalganj/concerned court, subject to the conditions as mentioned
under Section 480(3) of the B.N.S.S.

(Chandra Shekhar Jha, J.)

S.Tripathi/-

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