

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.49956 of 2025

Arising Out of PS. Case No.-332 Year-2024 Thana- MIRGANJ District- Gopalganj

Satish Kumar Nat @ Satish Nut S/o- Laxmi Nat Village- Rajpur Ps-
Raghunathpur Dist- Siwan

... .. Petitioner/s

Versus

1. The State of Bihar
2. Babita Devi W/o- Chandilal Shah Village- Pipra Khas Ps- Mirganj Dist-
Gopalganj

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Ms. Priyanshu Kumar Singh, Adv.
For the Opposite Party/s : Mr.Damodar Prasad Tiwary, APP
For the Informant : Mr. Pankaj Dubey, Adv.

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

ORAL ORDER

3 14-10-2025 Heard learned counsel for the petitioner and learned

APP for the State as also learned counsel for the Informant.

Perused the case diary.

2. The petitioner seeks bail in connection with Mirganj
P.S. Case No. 332 of 2024 instituted for the offences under
Sections 87/96 of the Bhartiya Nyaya Sanhita, 2023 and later on
Section 4/6 of the POCSO Act was added.

3. As per prosecution case, the accusation against the
petitioner is of eloping the informant's minor daughter (victim).

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has committed no offence as alleged
against him and has falsely been implicated in the present case



merely on the basis of suspicion. He further submits that neither informant nor any other witnesses have seen the alleged occurrence. The victim girl in her statement recorded under Section 180 of the B.N.S.S. has submitted that she left her home on her own without telling her family member and met with the petitioner and they started living together. The victim girl in her statement recorded under Sections 180 and 183 of the B.N.S.S. has not levelled any allegation of rape against the petitioner. The doctor has also not found any injury upon the body of the victim. The petitioner has no criminal antecedent and is languishing in judicial custody since 03.10.2024 without any rhymes or reason.

5. On the other hand, learned A.P.P. for the State and the informant have vehemently opposed the prayer for grant of bail to the petitioner, stating that the offence alleged is serious in nature as the victim girl is minor.

6. Having heard rival contention of both the parties and considering the entire facts and circumstances of the case, the period of custody of the petitioner, the petitioner having no criminal antecedent as also taking into account the statement of the victim girl made under Sections 180 and 183 of the B.N.S.S., let the petitioner, abovenamed, be released on bail,



after framing of charge if not already framed, on furnishing bail bonds of Rs.15,000/- (Rupees Fifteen Thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Mirganj P.S. Case No. 332 of 2024, subject to the following conditions;

(i) One of the bailor(s) shall be the own/close family members of the petitioner.

(ii) The petitioner shall cooperate in the trial and shall be properly represented on each and every date fixed by the court and shall remain physically present as directed by the Court and in the event of failure on two consecutive dates without sufficient reasons, his bail bond shall be liable to be cancelled by the court below.

(Rudra Prakash Mishra, J)

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