

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.51354 of 2025

Arising Out of PS. Case No.-97 Year-2025 Thana- GAYA RAIL P.S. District- Gaya

1. Dharmendra Manjhi S/o Ram Brichh Manjhi Resident of Village- Trilokchak, PS- Tankuppa, Dist- Gaya
2. Manauwar Hussain S/o Late Gulam Subhani R/o vill - Bajee Bigha, P.S.- Guraru, Distt.- Gaya

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Arvind Kumar, Advocate

For the Opposite Party/s : Mr.Vinod Shanker Modi, A.P.P.

CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR JHA
ORAL ORDER

2 11-08-2025 Heard learned counsel for the petitioners and learned
A.P.P. for the State.

2. In the present case, the petitioners seek bail in connection with Gaya Rail P.S. Case No. 97 of 2025, registered for the offences under Sections 143/3(5) of the BNS and Section 79 of the Juvenile Justice (Care and Protection of Children) Act.

3. As per the prosecution case, petitioners were apprehended with five minor children on information being received from one NGO. Police came to know that the petitioners have been taking minor children to Jaipur for making them work in a bangles factory giving inducement of money to their parents.



4. Learned counsel appearing on behalf of the petitioners submits that the petitioners are innocent and have been falsely implicated in this case. The petitioners have not committed any offences. The parents of the children voluntarily allowed the children to accompany the petitioners. The parents have no grievance on this account. From the rejection order of learned Additional District Judge, Gaya, it also appears that one of the children was own brother of one of the petitioners. Therefore there cannot be any deception or inducement on part of the petitioners. In the given facts and circumstances, no offence is made out against the petitioners who are having clean antecedent and the petitioners are in custody since 12.04.2025. Charge sheet has been submitted.

5. Learned A.P.P. appearing for the State opposes the submission made on behalf of the petitioners. Learned A.P.P. submits that the petitioners are involved in trafficking of minor children.

6. Having regard to the fact and circumstances and submission made on behalf of the parties and considering the period of custody of the petitioners, their clean antecedent and submission of charge sheet, the petitioners are directed to be released on bail, on furnishing bail bonds of Rs.10,000/-



(Rupees Ten Thousand Only) each with two sureties of the like amount each to the satisfaction of learned A.C.J.M., Rail Gaya/concerned court, in connection with Gaya Rail P.S. Case No. 97 of 2025, subject to the condition laid down under Section 480(3) of the BNSS and other following conditions:

(i) One of the bailors will be a close relative of the petitioners.

(ii) The petitioners will remain present on each and every date fixed by the below, if so required by the learned trial court.

(iii) In case of absence on three consecutive dates or in violation of the terms of the bail, the bail bond of the petitioners will be liable to be cancelled by the court concerned.

(Arun Kumar Jha, J)

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