

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.54946 of 2025

Arising Out of PS. Case No.-5 Year-2025 Thana- JADIA District- Supaul

Deepak Kumar S/o Anmol Yadav Resident of Village - Guriya, P.S- Jadia,
Dist.- Patna

... .. Petitioner/s

Versus

1. The State of Bihar
2. Virendra Paswan S/o Late Jagdish Paswan R/o Vill.- Gudiya, Ward no. 3,
P.S. - Jadia, Dist.- Patna.

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Shyam Kishore, Advocate
For the State	:	Mr. Binay Krishna, APP
For the Informant	:	Mr. Ranjay Kumar, Advocate

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

ORAL ORDER

4 12-11-2025 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
POCSO Case No. 04 of 2025, arising out of Jadia P.S. Case
No. 05 of 2025 instituted for the offence under Sections 127(2),
115(2), 75, 79, 352, 351(2) & 3(5) of the Bharatiya Nyaya
Sanhita, 2023 and Sections 3(1)(r), 3(1)(s), 3(1)(w)(ii) & 3(1)
(w)(i) of the Arms Act.

3. Prosecution case in a nutshell is that petitioner
along with co-accused forcefully committed sexual harassment
to informant's minor daughter and used caste based abusive



words against the informant.

4. It has been submitted on behalf of the petitioner that the petitioner is in custody since 30.05.2025. Petitioner bears one criminal antecedent, 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 submits that parties are villagers. There is contradiction in the statements of the victim recorded under Sections 181 and 183 of the BNSS, 2023. Learned counsel for the petitioner further submits that the petitioner has not taken the caste name of the informant in public view. Hence, no offence under the provisions of SC/ST Act is made out against him. The petitioner has no intention to disgrace the image of the informant in public view. Charge sheet has already been submitted in this case.

6. Learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner.

7. Considering the aforesaid facts and circumstances of the case, period of custody of the petitioner and charge sheet being submitted, this Court is inclined to grant bail to the petitioner.



8. Let the petitioner be released on bail on furnishing bail bonds of Rs. 15,000/- (Fifteen Thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with POCSO Case No. 04 of 2025, arising out of Jadiya P.S. Case No. 05 of 2025, subject to the following conditions:

(I) One of the bailors shall be own/close member of the family of the petitioner.

(II) The petitioner shall appear on each and every date fixed at the trial. In case of default in such appearance on two consecutive dates, the Trial Court will have liberty to cancel the bail bonds of the petitioner.

(Rudra Prakash Mishra, J)

Raj Kishore/-

U		T	
---	--	---	--

