

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.57956 of 2025

Arising Out of PS. Case No.-278 Year-2024 Thana- RAGHOPUR District- Vaishali

Rahul Kumar S/o Badri Rai @ Bari Ray R/o Village- Nagargawan,
P.S.Raghopur, District- Vaishali (Bihar)

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Pintu Kumar Patel, Adv.

For the Opposite Party/s : Mr.Tarun Prasad Mandal, APP

**CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH
SINGH**

ORAL ORDER

2 14-11-2025 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner seeks bail in connection with
Raghopur P.S. Case No. 278 of 2024 dated 01.10.2024
registered for the offences punishable under Sections 75, 76, 79,
308(3) read with Section 3(5) of BNS and Sections 66C and
66D of the I.T. Act.

3. As per the prosecution case, on 12.05.2024 at about
5.00 P.M., when the informant alongwith Rs. 30,000/- was
going to her house from Paharpur Chauk, then Laalan Rai and
the other co-accused persons, namely, Rahul Kumar
(petitioner), Bechan Rai and two other persons who were
covered their faces with Gamacha and in drunken state, took her



in the maize field and started molesting her and made a video and also tore her clothes. When she raised hulla, Laalan Rai pressed her mouth with her clothes and all the accused persons took her in the house of Laalan Rai and tried to establish physical relationship with her and made a video. It is further alleged that on her hue and cry the co-accused, Ramsagar Rai abused her and told that everything is finished, her obscene video has also been made and told the informant to go to her home by giving her torn clothes and also threatened that if the matter was reported to anybody or the police, her obscene video would be made viral on social media and her son and husband would be killed and false case would be filed against her as the officer-in-charge of Raghapur Police Station is his own man. It is further alleged that when the police came, the co-accused Ramsagar Rai returned back the police by saying that nothing happened here. When she went to the Raghapur Police Station to lodge the case then the officer-in-charge refused to lodge the case against the accused persons. When she went to the Hospital for her medical, she was also refused for medical by the staff of the hospital. It is further alleged that the co-accused Ramsagar Rai also threatened from his mobile to the mobile of the brother-in-law (Dewar) of the informant that if the matter is reported to



anyone, the case of kidnapping would be lodged against the brother-in-law (Dewar) of the informant. It is further alleged that on 10.09.2024 Laalan Rai demanded Rs. 1,00,000/- from the informant and told her that if the same amount would not be paid within a period of two days, her obscene video would be made viral on the social media. It is further alleged that when the informant did not pay Rs. 1,00,000/- to Laalan Rai then he made her obscene video viral from his facebook and other account from 15.09.2024 to 24.09.2024. The informant has a screenshot photo and video of that.

4. Learned counsel for the petitioner has submitted that the petitioner is innocent and has falsely been implicated in this case due to dirty village politics. It is further submitted that the alleged occurrence took place on 12.05.2024 as to when the F.I.R. has been lodged on 01.10.2024 and for the delay of five months and twenty two days in lodging of the F.I.R. no explanation has been given by the prosecution. It is further submitted that the informant never filed any complaint/F.I.R. before the competent authority since May, 2024 to September, 2024 and the present false case has been filed by the informant an afterthought. It is further submitted that the informant is an illiterate lady, who has not signed on the fardbeyan rather she



put her thumb impression on the representation filed before the Superintendent of Police, Vaishali at Hajipur and the Superintendent of Police, Vaishali at Hajipur without any preliminary inquiry gave direction on the same day to the S.H.O., Raghapur Police Station to register an F.I.R. which is bad in law. The victim was not medically examined by the doctor. There is no eye witness or independent eye witness to the alleged offence to substantiate the case of the prosecution. The petitioner was not present on the alleged date and time of occurrence. No incriminating article has been recovered from the possession of the petitioner. The petitioner has no concern with the alleged offence. There is general and omnibus allegation against the petitioner. It is further submitted that the co-accused person has already been granted regular bail by this Court in Cr. Misc. No. 27826 of 2025 vide order dated 09.07.2025, annexed as Annexure- P/3 to the present bail application. The petitioner has one criminal antecedent in which he is on bail as stated in paragraph no. 3 of the bail petition. The petitioner is in custody in this case since 09.06.2024.

5. Learned A.P.P. for the State has vehemently opposed the bail petition of the petitioner.

6. Considering the aforesaid facts and circumstances



of the case, the petitioner, above named, is directed to be enlarged on bail on furnishing bail bond of Rs. 20,000/- (Rupees Twenty Thousand) with two sureties of the like amount each to the satisfaction of learned A.C.J.M.-XV, Vaishali at Hajipur in connection with Raghapur P.S. Case No. 278 of 2024.

7. The application stands allowed.

(Chandra Prakash Singh, J)

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