

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.58339 of 2025

Arising Out of PS. Case No.-25 Year-2024 Thana- MAHILA P.S. District- Banka

Sudhu Ray @ Suddu Rai @ Suddhu Ray @ Suddu Ray S/O Jodhan Ray R/O Badalachak, P.S.-Fullidumar, Dist.- Banka

... .. Petitioner/s

Versus

1. The State of Bihar Patna
2. Bhawani Kumari D/O Bishundeo @ Bishundeo Ray R/O Khirikol, P.S.- Fullidumar, Dist.- Banka

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Balram Kapri, Advocate

For the Opposite Party/s : Mr.Ram Priya Sharan Singh, APP

CORAM: HONOURABLE MR. JUSTICE ASHOK KUMAR PANDEY
ORAL ORDER

2 27-08-2025 Heard learned counsel for the petitioner and learned APP for the State.

2. The petitioner has prayed for regular bail in a case registered for the offence punishable under sections 366(A), 376, 506 and 323/34 of the Indian Penal Code.

3. The case of the prosecution is that one Pritam Kumar @ Sonu Kumar and Sintu took the informant on a bike. It is further alleged that Pritam Kumar @ Sonu Kumar offered cold drink and after consuming the same, the informant got unconscious. She was taken to Bhagalpur Railway Station and from there she was taken to Vijaynagar in the district of Vardhaman. It is further alleged that the petitioner along with



others forcefully solemnized the marriage of the informant with Pritam Kumar @ Sonu Kumar.

4. Learned counsel for the petitioner submits that the petitioner is innocent and has falsely been implicated in connection with the present case. It is further contended that the only allegation against the petitioner is that he has forcefully got the informant, who was minor at the relevant time, to marry one Pritam Kumar @ Sonu Kumar. It is further submitted that such an allegation, even if taken at its face value, would only attract the provisions of the Child Marriage Restraint Act. It is also submitted that two similarly situated co-accused has been granted the privilege of pre-arrest bail by a co-ordinate Bench of this Court vide order dated 25.06.2025 passed in Cr. Misc. No. 37552 of 2025. The case of this petitioner stands on similar footing. Moreover, the petitioner is languishing in judicial custody since 11.03.2025.

5. Learned APP appearing for the state has opposed the prayer of regular bail.

6. Considering the aforesaid facts and circumstances of the case, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be released on bail in connection with Mahila P.S. Case No. 25 of 2024 on



furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Additional District and Sessions Judge-6th cum Spl. Judge, POCSO, Banka.

(Ashok Kumar Pandey, J)

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