

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.59579 of 2025

Arising Out of PS. Case No.-85 Year-2024 Thana- KADIRGANJ District- Patna

Mahesh Ravidas son of Late Jageshwar Ravidas RESIDENT OF VILLAGE-
REPURA, P.S.- KADIRGANJ, DISTRICT- PATNA

... .. Petitioner/s

Versus

1. The State of Bihar
2. [REDACTED] Resident Of Village- Repura, P.S.-
Kadirganj, District- Patna

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Krishna Deo Raj, Advocate
For the Opposite Party/s : Mr. Arun Kumar Pandey, APP

CORAM: HONOURABLE MR. JUSTICE ASHOK KUMAR PANDEY
ORAL ORDER

5 28-11-2025 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for the offence punishable under section 376AB of the IPC and Sections 4/6 of POCSO Act which was earlier dismissed as withdrawn vide order dated 28.01.2025 with a liberty to the petitioner that he may renew his prayer for bail after completion of one year of his incarceration period.

3. The case of the prosecution is that the minor daughter of the informant was missing. She was searched and somebody told that she has gone towards the house of this petitioner. When the informant went there, the door was bolted



from inside and when the door was opened, she found that her daughter was there. The petitioner is not a man of good character. As such, the informant asked her daughter and her daughter disclosed that the petitioner has put his finger in her private part.

4. Learned counsel for the petitioner has submitted that the medical examination of the victim was conducted and doctor has found no mark of injury on the body or the private part on examination. From perusal of the diary, it will also transpire that the victim has given her statement under Section 180 of the B.N.S.S. and she has stated that the petitioner has not only entered his finger rather he has committed *ganda kaam* with her. Learned counsel for the petitioner has submitted that petitioner is a shop keeper aged about 70 years and there is some debt on the informant which he was demanding, due to which, he has been framed in this case. The medical examination completely rules out the kinds of allegation which has been made against the petitioner. Moreover, he is languishing in judicial custody since 16.06.2024.

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



6. Having heard learned counsel for the parties and considering the above facts and circumstances of this 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 Kadirganj P.S. Case No. 85 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 Court of A.D.J. XXII, Patna **with the condition that the petitioner shall cooperate in the trial and shall be physically present before the learned trial court whenever required.**

(Ashok Kumar Pandey, J)

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