

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.61887 of 2025

Arising Out of PS. Case No.-458 Year-2025 Thana- MAHUA District- Vaishali

Aman Kumar S/o Dindayal Ram @ Dindayal Das R/o Village - Pirapur
Jagdishpur, P.S - Jandaha, District - Vaishali

... .. Petitioner/s

Versus

1. The State of Bihar
2. Shahjahan Khatun W/o Mohammad Moin R/o Village - Hasanpur Osti, P.S -
Mahua, District - Vaishali

... .. Opposite Party/s

Appearance :

For the Petitioner	:	Mr. Nikhilesh Kumar, Advocate
For the State	:	Mr. Murli Dhar, APP
For the Informant	:	Md. Harun Quareshi, Advocate

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

5 19-12-2025 Heard learned counsel for the petitioner, learned

A.P.P. for the State and learned counsel appearing on behalf of

the informant.

2. The petitioner seeks bail in a case registered for the

offence punishable under Sections 96, 115(2), 126(2), 351(2),

352 and 3(5) of the B.N.S..

3. As per prosecution case, the informant alleged that

this petitioner used to speak with the informant's daughter over

phone. When the informant came to know about this, she went

to confront Lakhindra Das. Thereafter, co-accused Lakhindra

Das and Manish Kumar thrashed her and threatened to kidnap

her daughter. It is further alleged that on 08.04.2025, co-accused



Manish Kumar and two other accused persons came and forcibly took away the informant's daughter. The accused persons also assaulted the informant and threatened to kill her.

4. It is submitted by learned counsel for the petitioner that petitioner is quite innocent and has committed no offence. As a matter of fact, there was love affair between this petitioner and daughter of informant and when the relationship failed to continue, this false and concocted case has been lodged. No such occurrence, as alleged in the F.I.R., ever took place. Moreover, charge-sheet has already been submitted and petitioner, having no criminal antecedents, is in custody since 13.04.2025.

5. Learned A.P.P. for the State and learned counsel appearing on behalf of the informant have vehemently opposed the prayer for grant of bail to the petitioner and submitted that during investigation, the victim was recovered and in her statement recorded under Section 183 of the B.N.S.S., she has categorically stated that this petitioner, along with co-accused Manish Kumar, committed rape with her. The learned trial court has assessed the age of victim as 16 years.

6. Considering the facts and circumstances of the case, specific and direct nature of accusation, gravity of offence



and statement of the victim recorded under Section 183 of the B.N.S.S., the prayer for grant bail of to the petitioner is rejected.

7. However, considering the fact that petitioner is in custody since 13.04.2025, the learned trial court is directed to expedite the trial and conclude the same, preferably within a period of one year from the date of receipt/production of a copy of this order.

(Prabhat Kumar Singh, J)

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