

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.76339 of 2025

Arising Out of PS. Case No.-74 Year-2025 Thana- MAHILA P.S. District- Saran

Shubham Kumar, Son of Shivnarayan Prasad ,Resident of village - Mashrakh
Gopalbari, P.S.- Mashrakh, District - Saran at Chapra.

... .. Petitioner/s

Versus

1. The State of Bihar
2. Mahashweta Sinha S.H.O Mahila P.S Saran, Camp. Ishupur, Bazar, Ishupur
BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Nalin Kumar, Advocate
For the Opposite Party/s : Mr. Abhay Kumar Roy, APP

CORAM: HONOURABLE MR. JUSTICE ASHOK KUMAR PANDEY
ORAL ORDER

2 19-11-2025 Heard Mr. Nalin Kumar, learned counsel for the

petitioner and Mr. Abhay Kumar Roy, learned APP for the

State.

2. The petitioner has prayed for bail in connection
with Saran Mahila P.S. Case No.74 of 2025 registered for the
offence punishable under Sections 79, 111, 141, 143, 145, 98,
296 and 3(5) of B.N.S., Sections 13 and 14 of POCSO Act,
Section 79 of Jevenile Justice Act, Sections 3, 4, 5 and 6 of
Immoral Traffic Act and Section 16 of the Bounded Labour
System (Abolition) Act.

3. The case of the prosecution, in short, is that a raid
was made at the residence of certain orchestra owners and from



their possession, girls were recovered.

4. Learned counsel appearing on behalf of the petitioner has submitted that petitioner is innocent and has committed no offence. He has been falsely implicated in this case. He is not the orchestra owner. Only allegation against the petitioner and others is that they forced the girls to dance wearing small cloths. From perusal of the order of the learned trial Court, it is clear that six recovered girls have given their statement under Section 183 of the B.N.S.S. wherein they have stated that they were working in an orchestra. Nothing else has been stated by them. Learned counsel for the petitioner has stated that the nature of allegation is general and omnibus. Petitioner is having no criminal antecedent and he is languishing in judicial custody since 15.08.2025.

5. Learned APP appearing for the State has vehemently opposed the application for bail.

6. Having heard learned counsel for the parties and considering the facts and circumstances of the case, this Court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rs. ten thousand only) with two sureties of the like amount each to the satisfaction of the learned



Exclusive Special Additional Sessions Judge (POCSO), Saran at
Chapra in connection with Saran Mahila P.S. Case No. 74 of
2025.

(Ashok Kumar Pandey, J)

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