

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.2054 of 2026

Arising Out of PS. Case No.-100 Year-2019 Thana- MEDNI CHAUKI District- Lakhisarai

Kundan Kumar S/o Anup Mahto Resident of Village- Deoghara Chandra Tola,
P.O.- Amarpur, P.S.- Mednichowki, District- Lakhisarai

... .. Petitioner/s

Versus

1. The State of Bihar
2. Sita Kumari (Fictitious name) D/o Dasrath Mahto (Fictitious name) Resident of Village- Basgarha, P.S.- Mednichowki, District- Lakhisarai

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Ms. Priyanka Singh, Advocate

For the Opposite Party/s : Mr. Pranav Kumar, APP

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

6 19-06-2026 Heard Ms. Priyanka Singh, learned counsel for the
petitioner and Mr. Pranav Kumar, learned A.P.P. for the State.

2. The petitioner seeks bail, who is in custody since 27.09.2022 in connection with POCSO No. 18 of 2023 arising out of Mednichowki P.S. Case No. 100 of 2019, F.I.R. dated 25.11.2019 registered for the offence punishable under Sections 323, 376, 504, 506 of the Indian Penal Code and 4/6 of the POCSO Act.

3. Earlier the prayer for bail of the petitioner was twice rejected vide orders dated 11.07.2023 and order dated 17.05.2024 passed in Criminal Miscellaneous Nos. 4323 of 2023 and 24007 of 2024 respectively.



4. Learned counsel appearing for the petitioner submits that the petitioner submits that the petitioner is in custody since 27.09.2022 and trial has not been concluded as yet.

5. Learned APP for the State, on the other hand, on the basis of the material available on the record and the case diary, has vehemently opposed the prayer for bail of the petitioner and submits that the victim was examined under Section 164 Cr.P.C. in which she has categorically stated that the petitioner has committed rape upon her and her medical evidence suggest that at the time of medical examination, the victim was pregnant, apart from that, the petitioner also tried to administer poison to the victim and report of the learned Trial Court reveals that the trial is going on.

6. Considering the nature of allegation as alleged in the FIR supported by the victim as medical evidence, I am not inclined to enlarge the petitioner on bail in connection with POCSO No. 18 of 2023 arising out of Mednichowki P.S. Case No. 100 of 2019 pending in the court of learned District & Additional Sessions Judge Vi-cum-Special Judge POCSO Act, Lakhisarai.

7. Prayer is refused.



8. However, the learned Trial Court is directed to expedite the trial and conclude the same at the earliest.

(Rajesh Kumar Verma, J)

Nitesh/-

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