

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.2995 of 2026**

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

Chandan Kumar Tiwari S/o Gautam Tiwari R/o Village - Ganawali, P.S -  
Masrakh, District - Saran at Chapra

... .. Petitioner/s

Versus

1. The State of Bihar
2. Mahashweta Sinha, Inspector- cum- S.H.O Mahila, P.S - Saran at Chapra  
Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr. Nalin Kumar, Advocate

For the Opposite Party/s : Mr. Md. Matloob Rab, APP

**CORAM: HONOURABLE MR. JUSTICE ASHOK KUMAR PANDEY**  
**ORAL ORDER**

2      06-02-2026                      Heard learned counsel for the petitioner and learned  
APP for the State.

2. The petitioner has prayed for bail in connection with 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 the operator of Muskan Orchestra. Only allegation against the petitioner and others is that they forced the girls to dance wearing small clothes. 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. Learned counsel has further submitted that similarly situated other co-accused person has already been granted bail by this court vide Cr. Misc. No. 76339 of 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 Mahila P.S. Case No. 74 of 2025.

**(Ashok Kumar Pandey, J)**

Shubham/-

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