

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.15547 of 2026

Arising Out of PS. Case No.-265 Year-2025 Thana- BARARI District- Katihar

Md. Haroon S/O Akhtar Alam Resident of Marghiya Sadar tola, P.S. Barari,
District- Katihar

... .. Petitioner/s

Versus

1. The State of Bihar
2. XX W/O YY R/V - Marghiya, Sadar Tola, P.S. - Barari, Dist. - Katihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Hasnain Haider
For the Opposite Party/s : Mr.Anish Chandra

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 24-03-2026 1. Heard learned counsel for the petitioner and
learned APP for the State.

2. The petitioner seeks bail in anticipation of his arrest in Barari P. S. Case No.265 of 2025 registered for the offences punishable under Sections 64(1), 318(4) and 61 of the B.N.S., Sections 3 and 4 of the D. P. Act and Sections 4 and 6 of the POCSO Act.

3. The learned counsel for the petitioner submits that the petitioner is a person with clean antecedent and the informant alleges that her minor daughter aged about 15 years used to go to Madarsa. Further, petitioner, who is son of her brother in-law, used to tease her and subsequently, started establishing physical relation on false promise of marriage, on



account of which, the victim became pregnant, thereafter a Panchayati was held and petitioner has accepted his guilt. It is next alleged that petitioner along with other accused persons in absence of her husband got aadhar card of the victim made showing her as a major and married her with an intent to save himself from a criminal case. Further, her husband on coming to know about the same by the informant came home from Mumbai, when victim gave birth to a child on 28.05.224. It is next alleged that petitioner despite being told by the Panches to take victim to her matrimonial home did not take her rather started demanding dowry of Rs.3 Lacs.

4. The learned counsel for the petitioner submits that petitioner has been falsely implicated in the instant case by the informant. It is next submitted that from perusal of the allegation as alleged in the FIR, it would manifest that the relationship was purely consensual with no promise of marriage.

5. On query of the Court whether the child belongs to the petitioner or not, on which the learned counsel appearing on behalf of the petitioner fairly submitted that he has instruction to make submission that the child is his, but then, there was no promise of marriage nor petitioner married the victim.

6. Learned A.P.P. vehemently opposes the anticipatory



bail application and submits that the victim is a minor aged about 15 years and specific allegation is alleged against the petitioner that he fraudulently got aadhar card of the victim made showing her as a major and even married her, but later it appears that petitioner resiled. It is also submitted that on query of the Court, the learned counsel for the petitioner has fairly submitted that child belongs to him, but then, one can well imagine the plight of a minor.

7. Considering the submissions made by the learned A.P.P., the Court is not inclined to extend the privilege of anticipatory bail to the petitioner.

8. The prayer of the petitioner for anticipatory bail stands rejected.

(Satyavrat Verma, J)

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