

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.16975 of 2026

Arising Out of PS. Case No.-32 Year-2025 Thana- MAHILA P.S. District- Madhepura

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1. Renu Devi W/o- Nagendra Ram R/v- Chikni Khad PS- Gamhariya Dist- Madhepura
 2. Nagendra Ram S/o- Late Baldeo Ram R/v- Chikni Khad PS- Gamhariya Dist- Madhepura
 3. Deepesh Ram @ Deepesh Kumar Ram S/o- Nagendra Ram R/v- Chikni Khad PS- Gamhariya Dist- Madhepura

... .. Petitioner/s

Versus

1. The State of Bihar
2. X S/o Y R/v- Chikni Khad, W. No. - 12, PS - Gamhariya Dist- Madhepura

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Pramod Mishra, Advocate

For the Opposite Party/s : Mr. Anand Kishore Choudhary, A.P.P.

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

4 15-07-2026 1. Heard learned counsel for the petitioners and learned A.P.P. for the State.

2. The petitioners apprehend their arrest in a case registered for the offences punishable under Sections 64, 83 and 3(5) of the BNS as well as Sections 4 and 12 of the POCSO Act.

3. Learned counsel for the petitioners submits that from perusal of the office report dated 19.06.2026, it would manifest that the notice has been received by opposite party no. 2 but then opposite party no. 2, despite receiving the notice, chooses not to appear and contest. It is further submitted that the informant alleges that Mithilesh entered his house and in absence of family members raped his daughter on point of gun



while petitioners were guarding the house from outside. Further, after committing rape, Mithilesh put vermilion on the forehead of the victim and took her to his house and kept her at his house the entire night and in the morning brought the victim back and left her.

4. Learned counsel for the petitioners submits that petitioners have been falsely implicated in the instant case by the informant. It is further submitted that petitioners are mother, father and brother of Mithilesh. It is next submitted that it absolutely defies all logic, wisdom and reasonable human behaviour that parents along with son would guard the house of the victim and facilitate rape by another son. It is also submitted that thrust of the allegation is against Mithilesh.

5. Learned A.P.P. for the State opposes the prayer for anticipatory bail of the petitioners.

6. Considering the submissions made by the learned counsel appearing on behalf of the petitioners, let the petitioners, above-named, in the event of their arrest or surrender within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs.10,000/- (Rupees Ten Thousand) each with two sureties of the like amount each to the satisfaction of the learned Trial Court where



the case is pending/Successor Court in connection with
Madhepura Mahila P.S. Case No. 32 of 2025, subject to the
conditions as laid down under Section 438(2) of the
Cr.P.C./482(2) of the B.N.S.S.

(Satyavrat Verma, J)

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