

IN THE HIGH COURT OF JUDICATURE AT PATNA

CRIMINAL MISCELLANEOUS No.21105 of 2026

Arising Out of PS. Case No.-640 Year-2025 Thana- CHANDI District- Nalanda

Suraj Kumar S/o Rupan Thakur @ Shivkumar Thakur @ Shivkumar Sharma
Resident of Village -Daulatpur Milki, Post- Badarwali, P.S.- Chandi,
Badarwali, (Badarbali), District- Nalanda, Bihar

... .. Petitioner/s

Versus

1. The State of Bihar
2. X Wife of Y Resident of Village- Daulatpur Milki, P.S.- Chandi, District- Nalanda (Bihar)

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Arvind Kumar

For the Opposite Party/s : Mrs. Usha Kumari 1

CORAM: HONOURABLE MR. JUSTICE ANSUL

ORAL ORDER

4 18-05-2026 Heard learned counsel for the petitioner, learned

APP for the State and Mr. Aditya Kumar for opposite party no.2

2. The petitioner seeks regular bail in connection with
Chandi P.S. Case No. 640 of 2025 (POCSO Case No. 193 of
2025) registered under Sections 137(2), 140(4), 65(2), 3(5) of
the B.N.S., u/s 4/6 POCSO Act and section 3(2)(V) S.C. and
S.T. Act.

3. As per prosecution case, the allegation is that the
daughter of the information was kidnapped and she was raped
by Bhola Kumar. The allegation against the petitioner is that in
the morning Bhola Kumar called Suraj Kumar and made him
take the girl to police station.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in the
present case. Petitioner has clean antecedent and he is in
custody since 30.12.2025.



5. Learned APP for the State has vehemently opposes the prayer for bail of the petitioner.

6. Considering that there is no allegation of rape against the petitioner and thrust of allegation is against Bhola Kumar, this application is allowed.

7. Let the petitioner above named, be granted bail on furnishing bail bonds of Rs. 10,000/- (Rupees Ten Thousand Only) with two sureties of the like amount each to the satisfaction of learned Court of Special Judge POCSO II, Biharsharif, Nalanda/concerned court below in connection with Chandi P.S. Case No. 640 of 2025 (POCSO Case No. 193/2025).

8. It is made clear that any observation made herein is prima facie in nature and limited solely for the purpose of adjudication of the present bail application. Such observations shall not be construed as an expression on the merits of the case and shall not influence the trial or any other proceedings in any manner.

(Ansul, J)

Ranjeet/- Nitesh

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