

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.22813 of 2026

Arising Out of PS. Case No.-378 Year-2025 Thana- AAJAM NAGAR District- Katihar

Md. Irfan @ Irfan S/o- Mohsin Ansari R/v- Baghora Ps- Alamnagar Dist-
Katihar

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Bhola Prasad, Advocate

For the Opposite Party/s : Mr. Uma Shankar Prasad Singh, APP

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

2 08-04-2026 Heard Mr. Bhola Prasad, learned counsel for the
petitioner and Mr. Uma Shankar Prasad Singh, learned
Additional Public Prosecutor for the State.

2. Petitioner seeks bail who is in custody since
30.09.2025 in connection with Azamnagar P.S. Case No. 378 of
2025, F.I.R. dated 29.09.2025 for the offences punishable under
Sections 69, 352, 351(2) and 3(5) of the BNS, 2023.

3. According to prosecution case, this petitioner has
committed sexual assault against the victim and also threatened
her to kill her if she discloses the said incident to anyone.

4. Learned counsel for the petitioner submits that
petitioner has clean antecedent and he has falsely been
implicated in the present case. The allegation as alleged in the
FIR is false and fabricated and the petitioner has not committed



any offence as alleged in the FIR. In fact, the petitioner was in love with the victim.

5. The learned Additional Public Prosecutor has vehemently opposed the prayer for bail of the petitioner and submits that the statement of the victim was recorded under Sections 180 and 183 of the BNSS, 2023 in which she has fully supported the case of the prosecution and apart from that the medical report also suggest that the victim was subjected to sexual assault by the petitioner.

6. Considering the aforesaid facts and circumstances that there is direct and specific allegation against the petitioner supported by the statement of the victim as well as medical report, I am not inclined to enlarge the petitioner on bail in connection with Azamnagar P.S. Case No. 378 of 2025 pending in the court of learned Chief Judicial Magistrate, Katihar.

7. Prayer is refused.

(Rajesh Kumar Verma, J)

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