

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.27841 of 2026

Arising Out of PS. Case No.-256 Year-2025 Thana- GOGRI District- Khagaria

JULMI YADAV @ JULESH YADAV S/o Sulendra Yadav R/o vill -
Kamlakhund, ward no. 7, P.S.- Ismilepur, Dist.- Bhagalpur Petitioner/s
Versus

1. The State of Bihar
2. XX (Symbolic Name) D/o Mangal Yadav R/o vill - Chotti Malia, P.S.-
Gogri, Dist.- Khagaria
... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Rakesh Mohan Singh, Advocate
For the Opposite Party/s : Mr. Madan Kumar, APP

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

2 27-04-2026

Heard Mr. Rakesh Mohan Singh, learned counsel

for the petitioner and Mr. Madan Kumar, learned A.P.P. for the
State.

2. The petitioner seeks bail, who is in custody since
05.10.2025 in connection with Gogri P.S. Case No.256 of 2025,
FIR dated 05.10.2025 registered for the offence under Section
64(1) of the Bharatiya Nyay Sanhita, 2023 and under Section 4(1)
of POCSO Act.

3. According to the prosecution, the informant alleged
that the petitioner along with other accused persons committed rape
upon her and threatened to kill her if she disclosed the matter to
anyone.

4. Learned counsel appearing for the petitioner
submits that the petitioner has clean antecedent and he has falsely



been implicated in this case. He further submits that the allegation as alleged in the F.I.R. is false and fabricated and the petitioner has not committed any offences as alleged in the F.I.R and the petitioner is rotting in judicial custody since 05.10.2025.

5. Learned A.P.P. for the State, on the other hand, has vehemently opposed the prayer for bail of the petitioner and submits that it appears from the FIR that there is direct and specific allegation against the petitioner and statement of the victim was recorded under Section 183 BNSS in which she has fully supported the case of the prosecution and apart from that the medical board has found the age of the victim to be about 16-17 years which suggest that at the time of alleged occurrence, she was minor.

6. Considering the facts and circumstances of the case as well as nature of allegation supported by statement of the victim and medical evidence, I am not inclined to enlarge the petitioner on bail in connection with Gogri P.S. Case No.256 of 2025, pending in the Court of Special Judge, POCSO, Khagaria

7. Prayer is refused.

(Rajesh Kumar Verma, J)

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