

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.23419 of 2026

Arising Out of PS. Case No.-472 Year-2022 Thana- CHHATAPUR District- Supaul

Mantu Kumar Mehta @ Mantu Kumar S/O Ratan Mehta Resident of Village-
Hasanpur, Ward No. 01, P.S- Chaatapur, District- Supaul.

... .. Petitioner/s

Versus

1. The State of Bihar
2. XXXXX M/O Punam Devi, W/O Jhabar Mehta Resident of Village-
Hasanpur, Ward No. 01, P.S- Chaatapur, District- Supaul.

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Kamal Kishore Singh, Advocate
For the Informant	:	Mr. Vijay Kumar Das, Advocate
For the Opposite Party/s	:	Mr. Mohammed Arif, APP

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

3 10-07-2026 Heard Mr. Kamal Kishore Singh, learned counsel for
the petitioner, Mr. Vijay Kumar Das, learned counsel for the
Informant and Mr. Mohammed Arif, learned APP for the State.

2. Petitioner seeks bail, who is in custody since
08.01.2026, in connection with POCSO Case No. 97 of 2022
arising out of Chhatapur P.S. Case No. 472 of 2022, F.I.R. dated
20.12.2022 registered for the offences punishable under
Sections 341, 323, 363A, 366(A), 368, 385, 504, 506/34 of the
Indian Penal Code and Sections 8/17 of the POCSO Act.

3. Allegation against the petitioner is that he
kidnapped the informant's minor daughter for the purpose of
using her for begging.



4. Learned counsel for the petitioner submits that the petitioner has clean antecedent and he has been falsely implicated in the present 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 offence as alleged in the F.I.R. He further submits that in fact the petitioner was in love with the victim girl and petitioner has performed the marriage with the victim and the victim is living in the house of the petitioner as his wife. He further submits that the victim has conceived and gave birth to a female child on 12.05.2026. He further submits that the police after investigation submitted chargesheet against the petitioner and the petitioner is in custody since 08.01.2026.

5. Learned counsel for the Informant as well as learned Additional Public Prosecutor for the State, on the other hand, vehemently opposed the prayer for bail of the petitioner.

6. Considering the facts and circumstances of the case, let the petitioner, above named, be released on bail on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned District & Additional Sessions Judge VI cum Special Judge Exclusive POCSO Court, Supaul in connection with .POCSO Case No. 97 of 2022 arising out of Chhatapur P.S.



Case No. 472 of 2022 , subject to the following conditions :-

(1) One of the bailors should be the victim, namely, Sunita Kumari.

(2) Petitioner shall co-operate in the trial and shall be properly represented on each and every date fixed by the Court and shall remain physically present as directed by the Court and on his absence on two consecutive dates without sufficient reason, his bail bond shall be cancelled by the Court below.

(3) If the petitioner tampers with the evidence or the witness, in that case, the prosecution will be at liberty to move for cancellation of bail.

(4) And, further condition that the court below shall verify the criminal antecedent of the petitioner and in case at any stage, it is found that the petitioner has concealed his criminal antecedents, the court below shall take step for cancellation of bail bond of the petitioner. However, the acceptance of bail bonds in terms of the above-mentioned order shall not be delayed for purpose of or in the name of verification.

(Rajesh Kumar Verma, J)

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