

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.26199 of 2026

Arising Out of PS. Case No.-40 Year-2025 Thana- Telta District- Katihar

Md. Rehan S/O Md. Raju R/O Kathalbari Dharampur, Police Station-
Gowalpur, Distt.- Uttar Dinajpur (West Bengal).

... .. Petitioner/s

Versus

1. The State of Bihar
2. XXX S/O Late Chand Mohan Das R/O Village- Palsa, P.S- Telta, Distt.-
Katihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ashutosh Kumar Mishra, Advocate

For the Opposite Party/s : Mr. Upendra Kumar, APP

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

2 20-04-2026 Heard Mr. Ashutosh Kumar Mishra, learned counsel
for the petitioner and Mr. Upendra Kumar, learned Additional
Public Prosecutor for the State.

2. Petitioner seeks bail who is in custody since
22.12.2025 in connection with Telta P.S. Case No. 40 of 2025,
F.I.R. dated 16.08.2025 for the offences punishable under
Sections 137(2) and 64(1) of the BNS, 2023 and Section 4 of
the POCSO Act.

3. According to prosecution case, this petitioner has
kidnapped the daughter of the informant and also committed
rape upon her.

4. Learned counsel for the petitioner submits that



petitioner is innocent 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.

5. Learned Additional Public Prosecutor has vehemently opposed the prayer for bail of the petitioner and submits that the victim was recovered and her statement was recorded under Section 183 of the BNSS, 2023 in which she has categorically stated that the petitioner has abducted her and committed rape upon her. He further submits that the medical report of the victim also suggest that she has been used for sexual intercourse.

6. Considering the nature of allegation as alleged in the FIR supported by the medical evidence of the victim, I am not inclined to enlarge the petitioner on bail in connection with Telta P.S. Case No. 40 of 2025 pending in the court of learned C.J.M. Katihar.

7. Prayer is refused.

(Rajesh Kumar Verma, J)

Vanisha/-

U		T	
---	--	---	--

