

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.26926 of 2026

Arising Out of PS. Case No.-65 Year-2025 Thana- NAUGACHIA MAHILA P.S. District-
Bhagalpur

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Chandan Kumar @ Chandan Kumar Sah Son of Hare Ram Sah Resident of
Village- Nankar, P.S.- Parbatta, District- Bhagalpur

... .. Petitioner/s

Versus

1. The State of Bihar
2. XXX Daughter of Bhagwan Mandal Resident of Village- Nankar, P.S.-
Parbatta, District- Bhagalpur

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ranjan Kumar Jha
For the Opposite Party/s : Mr. Nagendra Prasad

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CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

2 22-04-2026 Heard the learned counsel for the petitioner and

learned APP for the State.

2. The petitioner seeks regular bail in connection with

Naugachhiya Mahila P.S. 64, 89, 352, 351(2) and 3(5) of the

Bharatiya Nyaya Sanhita, 2023 and Section 4 and 6 of the

POCSO Act.

3. The prosecution case, in brief, is that the petitioner

is alleged to have sexually exploited the victim for about two

years on the pretext of marriage.

4. Learned counsel for the petitioner submits that the

petitioner is innocent and has not committed any offence.

Petitioner is in custody since 06.01.2026.

5. Learned A.P.P. for the State has vehemently

opposed the prayer for bail.



6. I have considered the submissions of the parties and have gone through the records of the case. From the perusal of the FIR, it appears that the victim, who has been found to be a major, and the petitioner were in a relationship and it appears to be a case of consensual sex between two grown-up persons.

7. Considering the aforesaid facts and circumstances, this application for regular bail is allowed.

8. Accordingly, let the petitioner, above named, be released on bail on furnishing bail bonds of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Court below where the case is pending/successor Court in connection with Naugachhiya Mahila P.S. Case No. 65 of 2025.

9. 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.

(Sandeep Kumar, J)

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