

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.28478 of 2026

Arising Out of PS. Case No.-263 Year-2024 Thana- KASIMBAZAR District- Munger

Sanjay Kumar @ Sajo Son of Bhaso Mahton Resident of village - Deoghara,
Chandra Tola, P.S.- Medani Chouki, Distt.- Lakhisarai

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Kumar Kamal Nayan, Advocate

For the Opposite Party/s : Mrs. Pushpa Sinha.1, APP

CORAM: HONOURABLE MR. JUSTICE ASHOK KUMAR PANDEY
ORAL ORDER

2 05-05-2026 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner has prayed for bail in connection with Kasim Bazar P.S. Case No. 263 of 2024 registered for the offence punishable under Sections 341, 323, 376, 504, 506, 34, 420 of the Indian Penal Code.

3. The case of the prosecution, in short, is that the petitioner took away the informant on his bike on the pretext that her uncle had met with an accident and he was going to see him. It is further alleged that she was taken near Milki Dhala and was subjected to sexual intercourse. It is further alleged that the victim disclosed the occurrence to her family members, who approached the family member of the petitioner for marriage, on which the family members of the petitioner have threatened her.



4. Learned counsel appearing on behalf of the petitioner has submitted that the petitioner is innocent and has committed no offense. He has been falsely implicated in this case. He also submits that from perusal of the FIR, it is clear that the occurrence took place on 14.06.2024, whereas the FIR has been lodged on 19.09.2024 after more than three months, and the delay in lodging the FIR has not been explained. Learned counsel further submits that the FIR appears to be in two parts. In the latter part, it is alleged that the petitioner and his family members refused to marry the victim, and on that account, the present case has been instituted. He further submits that it is highly improbable that a girl will marry a man who has raped her. He also submits that during the course of the investigation, the victim has denied medical examination, which also falsifies the allegation. Moreover, a statement has been made in para 3 of the petition that petitioner has no criminal antecedent and he is languishing in judicial custody since 19.09.2025.

5. The application for bail is opposed by learned APP for the State.

6. Having heard learned counsel for the parties and considering the facts and circumstances of the case, this Court is



inclined to enlarge the petitioner on bail. The above named petitioner is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rs. ten thousand only) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Khagaria in connection with Kasim Bazar P.S. Case No. 263 of 2024.

(Ashok Kumar Pandey, J)

Sudhanshu/-

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