

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.29623 of 2026

Arising Out of PS. Case No.-55 Year-2025 Thana- SIRARI District- Sheikhpura

Mantosh Kumar S/O Shyam Kishor Prasad @ Sham Kishor Ray @ Shyam
Kishore Roy R/O Village- Sikandra, Police Station- Barh, District- Patna

... .. Petitioner/s

Versus

1. The State of Bihar
2. Babita Devi W/O Ashok Yadav R/O Village- Dariyapur, Police Station-
Sirari, District- Sheikhpura

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Raj Krishna Jha, Advocate

For the State : Mr. Sanjay Kumar Tiwary, APP

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

2 04-05-2026 Heard Mr. Raj Krishna Jha, learned counsel for the
petitioner and Mr. Sanjay Kumar Tiwary, learned APP for the
State.

2. Petitioner seeks bail, who is in custody since
12.12.2025, in connection with POCSO Case No. 17 of 2026
arising out of Sirari P.S. Case No. 55 of 2025, F.I.R. dated
19.06.2025 registered for the offences punishable under Sections
87 of the B.N.S., 2023 and later on Chargesheet has been
submitted under Sections 137(2), 140(3) of the B.N.S. and Section
08 of the POCSO Act.

3. Allegation against the petitioner is that he has
kidnapped the minor daughter of the informant for the purpose of
marriage.

4. Learned counsel for the petitioner submits that the



petitioner is innocent 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.

5. Learned APP for the State, on the other hand, vehemently opposed the prayer for bail of the petitioner and submits that the date of birth of the victim is 16.10.2008 which suggests that at the time of occurrence the victim was minor and a number of witnesses have supported the case of the prosecution.

6. Considering the nature of allegation supported by the witnesses during investigation, I am not inclined to enlarge the petitioner on bail in connection with POCSO Case No. 17 of 2026 arising out of Sirari P.S. Case No. 55 of 2025 pending in the Court of learned District & Additional Sessions Judge-cum-Exclusive Special Judge POCSO, Sheikhpura.

7. Prayer is refused.

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(Rajesh Kumar Verma, J)

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