IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.29714 of 2026

CNR No. BRHC010427742026

Arising Out of PS. Case No.-194 Year-2025 Thana- GAURICHAK District- Patna

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Chhanu Manjhi @ Dhanu Manjhi @ Dhannu Kumar S/o- Mangaru Manjhi @ Mangroo Manjhi Resident of Village- Sikandarpur Lodipur, PS-Shahpur, District- Patna

... ... Petitioner/s

Versus

1. The State of Bihar

2. XXX @ XXX W/o- XXX Resident of Hunder Mushahari, PO- Sona Gopalpur, PS- Gaurichak, District- Patna

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr. Ravi Shanker Pankaj, Advocate
For the Opposite Party/s : Mr. Dr. Kumar Uday Pratap, APP
For the Informant : None

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CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH MISHRA

ORAL ORDER

3 28-10-2026 Heard learned counsel for the petitioner and learned APP for the State. None appears on behalf of the informant despite notice being validly served. Perused the case diary.

2. The petitioner seeks bail in connection with Gaurichak P.S. Case No. 194 of 2025 corresponding to Special Case (POCSO Act) No. 244 of 2025 instituted for the offences under Sections 137(2), 96 of the Bharatiya Nyaya Sanhita.

3. Allegation against the petitioner is that he

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kidnapped the informant's daughter for the purpose of marriage.

4. Learned counsel for the petitioner submitted that the petitioner is innocent and has falsely been implicated in the present case. Learned counsel for the petitioner submitted that general and omnibus allegation has been made against the petitioner. Learned counsel further submitted that, as a matter of fact, there was love affair between the petitioner and the victim as stated by the victim in her Section 183 BNSS statement and the petitioner never forced victim to establish physical relations. It has been submitted on behalf of the petitioner that the petitioner is in custody since 18.04.2025 and has no criminal antecedent.

5. Learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner. Learned APP further submitted that the consent of the victim who is minor has no evidentiary value in the eye of law and therefore, the petitioner does not deserve to be released on bail.

6. Considering the aforesaid facts and circumstances of the case and the nature of allegation, this Court is not inclined to grant bail to the petitioner at this stage.

7. Accordingly, the prayer for grant of bail to the petitioner is, hereby, rejected.

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8. Learned Trial Court is directed to expedite the trial.

(Rudra Prakash Mishra, J)

Alok Verma/-

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