

IN THE HIGH COURT OF JUDICATURE AT PATNA

CRIMINAL MISCELLANEOUS No.31451 of 2026

Arising Out of PS. Case No.-28 Year-2026 Thana- SAHARSA SADAR District- Saharsa

Salma Daughter of Md. Rajjak Resident of Village- Bharat Nagar ward no 35,
Ps- Saharsa District -Saharsa

... .. Petitioner/s

Versus

1. The State of Bihar bihar
 2. XXX W/O YYY B.D.O. Kahra Block, P.S. - Saharsa, Dist. Saharsa
- Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Chandra Mohan Jha

For the Opposite Party/s : Mr.Rajendra Singh

CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR

ORAL ORDER

2 08-05-2026 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in connection with Saharsa Sadar P.S. Case No.28 of 2026 registered for the offence under sections 96, 98, 65(1), 61(2) and 3(5) of the B.N.S., 2023, under under sections 3(2)(a), 3(2)(b), 4(1), 2, 5(1) (b), 6, 7 and 8 of the Immoral Traffic (Prevention) Act, 1956, under sections 4 and 6 of the POCSO Act and under section 75 of the J.J. Act.

3. The petitioner has been found to be involved in flesh trade.

4. The petitioner is in custody since 09.01.2026.

5. Learned counsel submits that similarly situated co-accused namely, Roshani Khatoon and Maymun Khatoon @ Maimun Khatoon were granted regular bail vide orders dated 07.04.2026 and 15.04.2026 passed in Cr. Misc. Nos. 21716 of 2026 and 23822 of 2026 respectively.



6. Considering the nature of allegation and the period of custody of the petitioner and also the fact that she is a woman, this bail application is allowed.

7. Let the petitioner, above named, be released on bail upon furnishing bail bonds of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Special Judge, POCSO, Saharsa / concerned Court below, in connection with Saharsa Sadar P.S. Case No.28 of 2026.

8. As a condition of the order, the Court below before accepted the bail bonds shall also ensure that the petitioner gives an undertaking in the form of an affidavit that she will not indulge herself in such kind of criminal activities in future and if she is found involved in any such activities, her bail bonds shall be cancelled.

9. It is clarified that this Court has not expressed any opinion on the merits of the case and the observations made by this Court is only for the purpose of deciding this bail application.

(Sandeep Kumar, J)

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