

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.41195 of 2026

Arising Out of PS. Case No.-40 Year-2026 Thana- MAHILA P.S. District- Saran

Suraj Kumar Son of Awadh Mahto Resident of Village- Shampur, P.S.-
Ishuapur, District- Saran at Chapra

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Shrinath Manjhi, Advocate

For the Opposite Party/s : Ms. Sharda Kumari, APP

CORAM: HONOURABLE MR. JUSTICE ASHOK KUMAR PANDEY
ORAL ORDER

2 29-06-2026 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner has prayed for regular bail in a case registered for the offence punishable under sections 79, 111, 143(1), 145, 98, 296 and 3(5) of BNS, Section 79 of Juvenile Justice Act and Section 16 of Bonded Labour System Act.

3. The case of the prosecution is that the petitioner is alleged to be the owner of an orchestra and from there, three girls were recovered.

4. Learned counsel for the petitioner submits that the petitioner is innocent and has committed no offence. Learned counsel for the petitioner has submitted that nothing has been recovered from the possession of the petitioner. From perusal of the order of the learned trial court, it transpires that the learned trial court has recorded the statement of the victims under Section 183 of BNSS wherein they have stated that one co-villager has brought



them for dancing and has assured them that she will take them back after two days but she did not return. Learned counsel has submitted that petitioner has not brought the girls which is apparent from the statement of the victim girls. Learned counsel has further submitted that actually, he is not concerned in any way with the said orchestra rather he is merely a passer-by. A statement has been made in para-3 of this petition that the petitioner has got no criminal antecedent. Moreover, he is languishing in judicial custody since 09.04.2026.

5. Learned APP appearing for the State has vehemently opposed the prayer of regular bail.

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 released on bail in connection with Mahila P.S. Case No. 40 of 2026 on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Exclusive Special Judge, POCSO, Saran at Chapra.

(Ashok Kumar Pandey, J)

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