

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.41190 of 2026

Arising Out of PS. Case No.-165 Year-2026 Thana- KAUWAKOL District- Nawada

Chandan Kumar Son of Vijay Saw @ Vijay Sao Resident of Village - Mahdar
@ Mahuar, Police Station - Kowakole in the district of Nawada.

... .. Petitioner/s

Versus

1. The State of Bihar
2. XX Wife of YY Resident of Village - Mahdar @ Mahuar, Police Station - Kowakole in the district of Nawada.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sunil Kumar, Advocate
For the Opposite Party/s : Mr. Binay Krishna, 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 bail in connection with Kowakole P.S. Case No.165 of 2026 registered for the offence punishable under Sections 74, 76, 352, 351(2) & 351(3) of the BNS and under Section 8 of the POCSO Act and under Section 3(i)(r)(s) of the SC/ST (POA) Act.

3. The case of the prosecution, in short, is that the petitioner has touched inappropriately the minor daughter of the informant.

4. Learned counsel appearing on behalf of the petitioner has submitted that no such occurrence has taken place. Actually there is dispute between the parties, i.e. why the



petitioner has been framed. It has further been submitted that from perusal of the order of the learned trial court it will transpire that the victim has given her statement under Section 183 of the BNSS wherein she has stated that the petitioner took her in a lane and touched her inappropriately. It has further been submitted that the petitioner is having no criminal antecedent and he is in judicial custody since 04.05.2026.

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 court of learned District and Additional Sessions Judge-cum-Special Judge, POCSO Act, Nawada in connection with Kowakole P.S. Case No.165 of 2026.

(Ashok Kumar Pandey, J)

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