

IN THE HIGH COURT OF JUDICATURE AT PATNA

CRIMINAL MISCELLANEOUS No.49647 of 2025

Arising Out of PS. Case No.-193 Year-2025 Thana- WARISLIGANJ District- Nawada

Jay Prakash Kumar S/o- Ashok Chauhan Vill - Dahwa, P.S - Darabe Bhadaur,
Dist - Patna

... .. Petitioner/s

Versus

1. The State of Bihar
2. Soni Devi S/o- Jairam Chauhan Vill - Jiyapur, P.S - Warisaliganj, Dist - Nawada

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. N. K. Agarwal, Sr. Advocate
Mr. Birendra Kumar, Advocate
For the Opposite Party/s : Mr. Anil Kumar, APP

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

7 16-03-2026 Heard Mr. N. K. Agarwal, learned senior counsel for
the petitioner and Mr. Anil Kumar, learned APP for the State.

2. The petitioner seeks bail, who is in custody since
15.04.2025, in connection with Warsaliganj P.S. Case No. 193
of 2025, F.I.R. dated 14.04.2025 registered for the offence
punishable under Section 87 of the B.N.S., 2023.

3. Allegation against the petitioner is that he enticed
the minor daughter of the informant by giving her a mobile
and had sexually exploited her.

4. Learned counsel appearing for the petitioner
submits that the petitioner has clean antecedent and the
allegation as alleged in the FIR is false and fabricated and the
petitioner has not committed any offence as alleged in the
FIR. In fact, the victim girl is sister-in-law of the petitioner



and the informant has filed the case against the petitioner that the petitioner has kidnapped the daughter of the informant which suggests that both the parties known to each other and due to some misunderstanding the present FIR has been instituted against the petitioner. The petitioner is in custody since 15.04.2025.

5. Learned counsel for the State as well as learned counsel for the informant have vehemently opposed the prayer for bail and submits that the victim was recovered and the statement of the victim was recorded u/s 183 of BNSS,2023 in which she has fully supported the case of the prosecution and she has categorically stated that the petitioner has committed rape upon her. Apart from the aforesaid, the medical report of the victim suggests that she was pregnant at the time of medical examination.

6. Considering the aforesaid fact and circumstances of the case and nature of allegation against the petitioner as alleged in the FIR, I am not inclined to enlarge the petitioner on bail in connection with Warsaliganj P.S. Case No. 193 of 2025, pending in the court of learned District and Additional Sessions Judge-Vith-cum-Special Judge (POCSO Act), Nawada.



7. Prayer is refused.

(Rajesh Kumar Verma, J)

Ranjeet/-

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