IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.48227 of 2026

CNR No. BRHC010678772026

Arising Out of PS. Case No.-278 Year-2026 Thana- DHANARUA District- Patna

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Amod Kumar Son of Late Shiv Dayal Ram Resident of Village- Bairahi (Borhi), P.S.- Dhanarua, District- Patna.

... ... Petitioner/s

Versus

1. The State of Bihar
2. XX YY R/o Baurahi, P.S.- Dhanarua, District- Patna.

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr. Amresh Kumar Sinha, Advocate
For the Opposite Party/s : Mr. Md. Aslam Ansari, APP

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CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH MISHRA

ORAL ORDER

6 28-10-2026 Heard learned counsel for the petitioner, learned APP for the State and perused the case diary.

2. The petitioner seeks bail in connection with Dhanarua P.S. Case No. 278 of 2026, instituted for the offences punishable under Sections 74, 76, 78 of the Bharatiya Nyaya Sanhita, 2023, read with Sections 8 and 12 of POCSO Act.

3. The prosecution case, in short, is that the petitioner allegedly harassed the informant's minor daughter by making obscene gestures and, on 27.04.2026, forcibly handed her a paper while she was going to tuition. It is further alleged that on 30.04.2026, the petitioner banged on the gate of her house at about 1:00 A.M. and called her by name, whereupon the

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informant lodged the written report on 12.05.2026.

4. Learned counsel for the petitioner submits that the petitioner is innocent and has falsely been implicated in the present case. Charge-sheet has been submitted in this case. Learned counsel for the petitioner also submits that the petitioner has not committed any such offence as alleged against him. It is next submitted that both the parties are *gotiya* and next door neighbours. The petitioner is cousin grandfather of the victim and uncle of the informant. It is further submitted that due to long drainage dispute between the parties, the petitioner has been falsely implicated in this case. The petitioner is in custody since 13.05.2026 and has got no criminal antecedent.

5. Learned APP for the State has vehemently opposed the prayer for grant of bail to the petitioner.

6. Considering the aforesaid facts and circumstances of the case and taking into account the period of custody undergone by the petitioner, this Court is inclined to grant bail to the petitioner.

7. Let the petitioner be released on bail ***after framing of charge, if not already framed,*** on furnishing bail bonds of Rs. 15,000/- (Rupees Fifteen Thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned

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Court in connection with Dhanarua P.S. Case No. 278 of 2026, subject to the following conditions:

(I) One of the bailors shall be own/close member of the family of the petitioner.

(II) The petitioner shall appear on each and every date fixed at the trial. In case of default in such appearance on two consecutive dates, the Trial Court will have liberty to cancel the bail bonds of the petitioner.

8. The learned Court below is directed to take expeditious steps for framing of charge against the petitioner.

(Rudra Prakash Mishra, J)

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