

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.46931 of 2026

Arising Out of PS. Case No.-175 Year-2026 Thana- DINARA District- Rohtas

Sanjay Singh @ Sanjay Kumar Singh Son of Belash Singh Resident of village
-Khalsapur PS -Dinara, Dist- Rohtas at Sasaram

... .. Petitioner/s

Versus

1. The State of Bihar
2. XXX Daughter of YYY Resident of village -Khalsapur Po- Dinara, PS
-Dinara, Dist- Rohtas at Sasaram

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr.Jai Prakash Singh, Advocate
For the Opposite Party/s	:	Mr.Ram Priya Sharan Singh, APP
For the Informant	:	Mr. Babu Nandan Prasad, Advocate

CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL ORDER

2 29-07-2026 Heard Mr. Jai Prakash Singh, learned counsel
appearing on behalf of the petitioner; Mr. Ram Priya Sharan
Singh, learned APP for the State and Mr. Babu Nandan Prasad,
learned counsel for the informant.

2. The petitioner seeks pre-arrest bail in connection
with Dinara P.S. Case No. 175 of 2026 registered for the
offence(s) punishable under Sections 64,62 of the BNS and
Section 4,18 of the POCSO Act.

3. As per the allegation made in the FIR, petitioner
had allegedly sexually assaulted the minor granddaughter of the
informant, who is aged about 6 years.

4. Learned counsel appearing on behalf of the



petitioner submitted that petitioner is innocent and he is neighbour of the informant and due to previous enmity, by misusing the provision of POCSO Act, on the basis of false accusation, the petitioner has been roped in the present case. Petitioner denies all the allegation levelled against him in the FIR. Petitioner has clean antecedent. On these grounds, the petitioner seeks to be released on pre-arrest bail.

5. Mr. Babu Nandan Prasad, learned counsel, has tendered his appearance on behalf of the O.P. No.2 and submitted that the victim is aged about 6 years and she was forcibly taken by the petitioner and when people surrounded him, he became unsuccessful to commit the offence. The mandate of the Act is to protect child from sexual abuse and as such, the petitioner don't deserve to be released on pre-arrest bail.

6. Learned APP for the State also vehemently opposed the prayer for grant of pre-arrest bail.

7. Having heard the rival submissions made on behalf of the parties, as well as, having perused the allegation made in the FIR, in which it has been alleged that the victim is 6 years old and petitioner in intoxicated state of mind had forcibly taken her to commit sexual assault but he became unsuccessful, I find



that the petitioner having involved not only in immoral act but he has applied his force to commit sexual assault with the minor granddaughter of the informant, I am not inclined to grant pre-arrest bail to the petitioner. Accordingly, the present bail application stands dismissed.

(Purnendu Singh, J)

Sanjay/-

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