IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.57839 of 2026

CNR No. BRHC010828502026

Arising Out of PS. Case No.-286 Year-2026 Thana- NAGAR District- Vaishali

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Suresh Sah @ Suresh Kumar S/O Mahesh Sah R/O Village- Shrirampur, P.S.- Manijhagarh, Distt.- Gopalganj.

... ... Petitioner/s

Versus

1. The State of Bihar
2. XXX S/O Late XYZ R/O Village- Sachipatti, P.S.- Nagar Hajipur, Distt.- vaishali.

... ... Opposite Party/s

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Appearance :

For the Petitioner/s	:	Mr. Nafisu Zzoha, Advocate
For the State	:	Mr. Shantanu Kumar, APP
For the Informant	:	Mr. Rajeev Ranjan, Advocate Mr. Sumit Kr. Srivastva, Advocate

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CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN

ORAL ORDER

6 19-11-2026 Heard learned Counsel for the petitioner and learned A.P.P. for the State.

2. The petitioner seeks regular bail in connection with Nagar P.S. Case No. 286 of 2026, lodged on 29/03/2026, for the offences punishable under Sections 64(1), 352, 351(2) of the B.N.S., 2023, under Sections 4/6 of the POCSO Act, 2012 and 67 of the I.T. Act, 2000, pending in the Court of Exclusive Special Judge-POCSO-Cum-Additional District and Sessions Judge-VI, Vaishali, Hajipur.

3. As per the prosecution, FIR has been lodged against sole petitioner with allegation that the informant received a call

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on his mobile, which was received by the daughter of the informant, who was minor, and the petitioner lured her with love affair and promised her for marriage. It has also been alleged that when the daughter of the informant was going to study on the boy's call, then he fed her some intoxicant and raped her and also made videos and threatened her that if she told anything to anyone then he put the video on social media and it has also been alleged in the FIR that the petitioner called on informant's number and started abusing him and made the video viral on whatsapp and fake facebook ID.

4. Learned Counsel for the petitioner submits that the petitioner is innocent and has committed no offence. Counsel further submits that name of the petitioner has falsely been implicated in this case due to personal enmity. Counsel further submits that the petitioner neither molested the victim girl nor committed rape with her but he has been made accused in this case due to personal enmity on account of business transaction, with the shopkeeper who is *samdhi* of the petitioner. Counsel further submits that the petitioner is an old man aged about 61 years. Counsel also submits that criminal antecedent of the petitioner is clean and he is in custody since 01/04/2026. Counsel further submits that the petitioner is ready to fulfill all

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the conditions whatsoever shall be imposed upon him.

5. Learned APP for the State, on the other hand, opposes the prayer for bail of the petitioner and submits that on the previous occasion case diary along with statement of the victim girl recorded under Section 183 of the BNSS and medical report of the girl were called for and in her statement recorded under Section 183 of the BNSS, she stated everything against the petitioner which is supportive to the FIR.

6. Considering the nature of allegation against the petitioner, this Court is not inclined to grant bail to the petitioner. Accordingly, the present bail application is hereby rejected **at present**.

(Dr. Anshuman, J)

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