

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.59642 of 2025

Arising Out of PS. Case No.-98 Year-2024 Thana- SAHODARA District- West Champaran

Omprakash Baitha @ Om Prakash Baitha S/o Madan Baitha R/o Purani Bazar, Ward No. 09, P.O.- Narkatiaganj, P.S.- Shikarpur, District- West Champaran

... .. Petitioner/s

Versus

1. The State of Bihar
2. X W/o Y R/o Devi Asthan, Ward No.14, P.O.- Narkatiaganj, P.S.- Shikarpur, District- West Champaran

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Manaur Alam, Adv.
For the Opposite Party/s : Mr.J.N. Thakur, APP

**CORAM: HONOURABLE MR. JUSTICE NAWNEET KUMAR
PANDEY**

ORAL ORDER

3 03-02-2026 Heard the learned counsel for the petitioner as well as the learned Additional Public Prosecutor for the State.

2. The petitioner is seeking regular bail in connection with Sahodara P.S. Case No. 98 of 2024, registered for the offences punishable under Sections 65(2), 123, 3(5) of the BNS and Section 4 of the POCSO Act.

3. As per the prosecution case, the petitioner with the assistance of the other co-accused, committed rape on the minor daughter of the informant. Further allegation is against co-accused Satyendra Paswan that he administered intoxicated substance to the informant's husband.

4.The learned counsel for the petitioner has submitted



that the petitioner is innocent and has falsely been implicated in this case. He has further submitted that the father of the victim and the petitioner were co-passengers. The father of the victim, the petitioner and other co-accused persons consumed liquor, and due to some altercation, the petitioner has falsely been implicated. The petitioner has been in custody since 14.11.2024.

5. On the other hand, the learned APP for the State has opposed the prayer for bail and submitted that the petitioner sexually ravished a minor child of seven years and her garments, soaked with blood, were recovered and sent for FSL examination.

6. In my view, the petitioner does not deserve the privileges of bail, which is hereby *rejected*.

(Nawneet Kumar Pandey, J)

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