IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.62422 of 2026

CNR No. BRHC010877632026

Arising Out of PS. Case No.-1445 Year-2018 Thana- BIHTA District- Patna

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Biteshwar Chaudhary Son of Ravan Chaudhary Resident of village - Parev, P.S.- Bihta, District- Patna.

... ... Petitioner/s

Versus

1. The State of Bihar
2. XXX Wife of YYY Resident of Village- Parev, P.S.- Bihta, District- Patna.

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mrs. Kanchan Kumari, Advocate
For the Opposite Party/s : Mr. Mukesh Kumar Singh, APP
For the Informant : None

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CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH MISHRA

ORAL ORDER

4 05-11-2026 Heard learned counsel for the petitioner, learned APP for the State and perused the case diary.

2. The petitioner seeks bail in connection with Bihta P.S. Case No. 1445 of 2018, instituted for the offences punishable under Sections 448, 341, 354(C), 323, 324, 504, 506 and 34 of the Indian Penal Code.

3. The prosecution case, in short, is that the petitioner, allegedly entered the informant's house with an intention to outrage the modesty of her younger daughter and molested her. It is further alleged that when the informant's daughters protested, the petitioner bit the younger daughter and assaulted

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the elder daughter.

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. The allegation levelled against the petitioner is general and omnibus in nature. It is next submitted that there is no any statement of the victim recorded under Section 164 of Cr.P.C. It is further submitted that cognizance has already been taken under Sections 448, 341, 354(C), 323, 324, 504, 506 and 34 of the Indian Penal Code, read with Sections 8, 10 and 12 of the POCSO Act. The petitioner is in custody since 14.02.2026 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 on furnishing bail bonds of Rs. 15,000/- (Rupees Fifteen Thousand) with two

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sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Bihta P.S. Case No. 1445 of 2018.

(Rudra Prakash Mishra, J)

Rajorshi/-

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