IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.63600 of 2026

CNR No. BRHC010892272026

Arising Out of PS. Case No.-718 Year-2026 Thana- AGAMKUAN District- Patna

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Arti Kumari W/O Kamlesh Kumar @ Kamlesh yadav Resident of Mithapur, Gate No. 2 Renter of Vineet Vinay, Police Station- Jakkanpur, District- Patna, Permanent R/O Vill.- Alipur, Bihta, P.s.- Salimpur, Dist.- Patna.

... ... Petitioner/s

Versus

1. The State of Bihar
2. Deepak Kumar, Police Inspector Agamkuan P.s., Patna

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr. Raj Krishna Jha, Advocate
For the State : Mr. Jagdhar Prasad, APP

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CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN

ORAL ORDER

3 29-10-2026 Heard learned Counsel for the petitioner and learned A.P.P. for the State.

2. The petitioner seeks regular bail in connection with Agamkuan P.S. Case No. 718 of 2026, lodged on 06/07/2026, for the offences punishable under Sections 137(2), 64, 61(2), 3(5) of the Bhartiya Nyaya Sanhita, 2023, under Sections 4/6 of the POCSO Act and under Sections 6/8 of the Immoral Traffic Act, pending in the Court of District and Additional Sessions Judge-VII-cum-Exclusive Special Judge, POCSO Act, Patna.

3. As per the prosecution, FIR has been lodged against 13 named accused persons including the present petitioner with allegation that the petitioner and other accused persons were

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involved in offence of immoral traffic of girls and the petitioner's involvement is there as operator.

4. Learned Counsel for the petitioner submits that the petitioner is innocent and has committed no offence. Counsel further submits that nothing specific has been attributed against the petitioner. Counsel further submits that no material has come against the petitioner. Counsel further submits that there are series of persons to whom bail has been granted by the Co-ordinate Benchs of this Court. Counsel further submits that one of the accused persons has been granted bail by the Co-ordinate Bench of this Court vide order dated 02/09/2026 passed in Cr. Misc No. 62239 of 2026. Counsel further submits that the criminal antecedent of the petitioner is clean and she is in custody since 08/07/2026.

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 recorded under Sections 180 and 183 of the BNSS were called for. Counsel further submits that the victim in her statement recorded under Sections 180 and 183 of the BNSS, has narrated that the petitioner had purchased her from accused namely, Amit Kumar, on payment and subsequently, got her

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involved in the profession of immoral traffic.

6. Upon perusal of the statement of the victim recorded under Sections 180 and 183 of the BNSS, it transpires to this Court that the petitioner has forced the victim to visit to another men who developed physical relation and in lieu thereof she received payment.

7. 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.

(Dr. Anshuman, J)

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