IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.61696 of 2026

CNR No. BRHC010893702026

Arising Out of PS. Case No.-207 Year-2026 Thana- BANMANKHI District- Purnia

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Najma Khatoon W/o Md. Shahid R/o Village - Aamrpaali Nagar ward no. 13, P.S - Banmankhi, District - Purnea

... ... Petitioner/s

Versus

1. The State of Bihar Bihar
2. XYZ S/o KYZ R/o - Gadhbanaili Dugasthan, Ward No. 08, Panchayat - Ghordor, P.S - Kasba, District - Purnea

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr.Ram Prawesh Kumar, Advocate
For the Opposite Party/s : Mr.Ram Sumiran Rai, APP

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CORAM: HONOURABLE MR. JUSTICE ASHOK KUMAR PANDEY

ORAL ORDER

3 27-10-2026 Heard learned counsel for the petitioner and learned APP for the State.

2. The petitioner has prayed for regular bail in a case registered for the offence punishable under sections 64 (1), 98, 99, 70 (2), 61 (2) (a), 143 (2), 144 (1), 144 (2), 111 and 3 (5) of the BNS, Section 4, 8, 12, 21 and 6 of the POCSO Act and Section 3,4,5,6 and 7 of the Immoral Traffic (Prevention) Act.

3. The case of the prosecution is that the police had received an information that prostitution was being carried out at Maheshi Hat. On this information, the police conducted a raid at the said place where the petitioner along with others was apprehended and one minor girl was also recovered from that

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place.

4. Learned counsel for the petitioner submits that the petitioner is innocent and has falsely been implicated in connection with the present case. It is further submitted that the minor girl, who was allegedly recovered from the possession of this petitioner, has given her statement under Section 183 of the BNSS wherein she stated that the police apprehended her while she was searching for her house. She did not name the petitioner in her statement in any way. It is further submitted that though this case has been filed under the Prevention of Immoral Traffic Act but section 15 of the said Act has not been followed. It is further submitted that similarly situated co-accused persons have been granted bail by a co-ordinate Bench of this Court as also by a Bench of this Court. Moreover, the petitioner is languishing in judicial custody since 15.07.2026 having one criminal antecedent.

5. Learned APP appearing for the state has opposed the prayer of regular bail.

6. Considering the aforesaid facts and circumstances of the case, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be released on bail in connection with Banmakhi P.S. Case No. 207 of 2026 on

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furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned District and Sdditional Sessions Judge- VI cum Special Judge, (POCSO), Purnea/concerned Court.

(Ashok Kumar Pandey, J)

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