

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.64633 of 2025

Arising Out of PS. Case No.-174 Year-2025 Thana- KATORIYA District- Banka

Shailendra Yadav @ Sailendra Kumar @ Shalendra Kumar Yadav S/o
Basudev Yadav R/o Village - Machauana, P.S - Katoria, District – Banka.
... .. Petitioner/s

Versus

1. The State of Bihar
2. Sindhu Kumari D/o Dinesh Yadav R/o Village - Rikhiya Rajda, P.S -
Katoria, District - Banka
... .. Opposite Party/s

Appearance :

For the Petitioner	:	Mr. Ravi Prakash Dwivedi, Advocate Mr. Saurabh Raj, Advocate
For the State	:	Mr. Lalan Kumar, APP
For the O.P. No.2	:	Mr. Sudhir Kumar Mishra, Advocate

CORAM: HONOURABLE JUSTICE SMT. SONI SHRIVASTAVA
ORAL ORDER

6 17-02-2026 Heard learned counsel for the petitioner, learned
counsel for the opposite party no.2 and learned APP for the
State.

2. The petitioner seeks bail in a case registered for
the offence punishable under Sections 65(1), 329(3), 115(2),
352, 351(2) and 3(5) of the Bharatiya Nyaya Sanhita, 2023 and
Section 4 of the POCSO Act.

3. As per the prosecution case, the petitioner used
to make forcible physical relation with the victim and also gave
threatening to kill her.

4. It is submitted by learned counsel for the
petitioner that the present case arises out of a love relationship
between the petitioner and the victim. As a matter of fact, the



allegations made in the F.I.R. of sexual exploitation does not find corroboration from the statement of the victim recorded under Section 183 BNSS during the course of investigation. The only allegation is that the petitioner wanted to solemnize marriage with the victim and put vermilion on her forehead. There is no allegation of any sexual assault or any other assault whatsoever. The petitioner has no criminal antecedent and has been languishing in custody since 29.06.2025.

5. Learned APP for the State and learned counsel for the opposite party no.2 opposed the bail petition.

6. Taking into consideration the facts and circumstances of the case and also taking into consideration the fact that the petitioner is a young boy, having no criminal witness and there is no allegation of any sexual assault etc., the above named petitioner is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Court below where the case is pending/successor Court in connection with Katoria P.S. Case No.174 of 2025.

(Soni Shrivastava, J)

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