

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.70464 of 2025

Arising Out of PS. Case No.-75 Year-2025 Thana- SINDHUGAR District- Gaya

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Parmod Kumar @ Pramod Kumar, S/o Karu Yadav, resident of Village and
P.S.- Sindhu Garh, Dist- Gaya

... .. Petitioner

Versus

1. The State of Bihar
2. XX D/o- YY resident of Village- Sindhugarh W.No.-17, P.S.- Sindhugarh,
Dist- Gaya

... .. Opposite Parties

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Appearance :

For the Petitioner/s : Mr. Anand Kishore Choudhary, Advocate
For the Opposite Party/s : Mr. Pawan Kumar Chaurasia, APP

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CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA
ORAL ORDER

3 05-02-2026 Heard learned counsel for the petitioner and learned

Additional Public Prosecutor for the State.

2. The accused/petitioner seeks bail in connection

with Sindhugarh P.S. Case No.75 of 2025 registered for the

offences punishable under Sections 70(1) of the Bhartiya

Nyaya Sanhita, 2023 (for short 'B.N.S.'), Section 67-B of the

I.T. Act as well as Section 4 of the Protection of Children from

Sexual Offences Act.

3. The accused/petitioner is named in the FIR and is

in custody since 28.06.2025.

4. As per FIR, co-accused Sajan Kumar committed

rape upon the informant/victim aged about 17 years, which



was video-graphed by one co-accused namely, Binod Kumar and this petitioner. It is alleged that Binod Kumar also demanded sex from informant as not to make viral the video of the occurrence captured by them.

5. It is submitted by learned counsel appearing on behalf of the petitioner that it can be gathered safely from the statement of victim as recorded under Section 183 of the BNSS that there is no allegation of sexual assault available against the petitioner, who is her uncle and as such when the objectionable video of daughter of the informant came to him, he only reported the matter to the informant, being parents. While concluding argument, it is submitted that investigation of this case is already completed, for which, charge-sheet has been submitted and, as such, there is no chance of tampering with the evidence and moreover petitioner is a man of clean antecedent.

6. Learned APP opposed the prayer for grant of bail to the petitioner.

7. In view of aforesaid factual submissions and by taking note of fact as the allegation of sexual assault is not



available against the petitioner, coupled with the fact that investigation of this case is already completed, where petitioner remains in custody since 28.06.2025, accordingly, the petitioner, above-named, is directed to be released on bail furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Exclusive Special Judge POCSO-cum-District and Additional Session Judge-VII, Gaya Ji in connection with Sindhugarh P.S. Case No.75 of 2025, subject to the conditions as laid down under Section 437(3) of the Code of Criminal Procedure (for short ‘CrPC’)/under Section 480(3) of the Bhartiya Nagrik Suraksha Sanhita (for short ‘BNSS’).

(Chandra Shekhar Jha, J.)

Sanjeet/-

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