

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.68518 of 2025

Arising Out of PS. Case No.-45 Year-2025 Thana- GOPALPUR District- Bhagalpur

Bhusan Mandal @ Shashi Kumar S/o Boni Mandal R/o vill - Naya Nagar
Gangaldehy, P.S.- Kahalgaon, Distt.- Bhagalpur, Bihar

... .. Petitioner/s

Versus

1. The State of Bihar
2. Sheela Devi W/o Hare Ram Mandal R/o vill - Naya Tola Gangaldehy, P.S.-
Kahalgaon, Distt.- Bhagalpur, Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Pravina Kumari

For the Opposite Party/s : Mr.Renuka Ratanakar (App125)

**CORAM: HONOURABLE MR. JUSTICE NAWNEET KUMAR
PANDEY**

ORAL ORDER

6 05-02-2026 Heard learned counsel for the petitioner as well as
informant and learned APP for the State.

2. In this case, the petitioner is seeking regular bail in connection with Gopalpur P.S. Case No. 45 of 2025, registered for the offences punishable under Sections 70(2) of the BNS and 3 and 6 of the POCSO Act.

3. As per the prosecution case, on 05.02.2025, the 16-year-old daughter of the informant was enticed by the co-accused, Shiva Mandal, and taken to the river bank. It is alleged that three named accused, along with two unknown persons, forcibly took the victim onto a boat, where they established physical relations with her.

4. The learned counsel for the petitioner has submitted



that the main accused is Shiva Mandal. The love and affection between Shiva Mandal and the victim, the petitioner has falsely been implicated. She has further submitted that in her deposition, the victim has stated in paragraph no. 7 that, at the request of her mother, she is deposing in court. The petitioner has been in custody since 13.06.2025.

5. On the other hand, the learned counsel for the State has opposed the prayer for bail and submitted that in paragraph no. 2 of the deposition, the victim has also named this petitioner, as well as in the FIR and in the statement recorded under Section 164 of the CrPC.

6. In my view, the petitioner does not deserve the privileges of bail, which is hereby *rejected*.

(Nawneet Kumar Pandey, J)

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