IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.76773 of 2026

CNR No. BRHC011090162026

Arising Out of PS. Case No.-119 Year-2026 Thana- FALKA District- Katihar

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Md. Bauku @ Rojit Ansari @ Rajit Ansari S/o Md. Sahabuddin @ Sahab Udin Ansari Resident of Village - Haseli Pirmokam, PS - Falka, District - Katihar

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Bimal Kumar, Advocate

For the Opposite Party/s : Mr. Abhay Kumar, APP

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CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN

ORAL ORDER

2 28-10-2026 Heard learned counsel for the petitioner and learned A.P.P. for the State.

2. The petitioner seeks regular bail in connection with Falka P.S. Case No. 119 of 2026, lodged on 28.05.2026, under Sections 126(2), 74, 75, 76 and 78 of the Bharatiya Nyaya Sanhita, 2023.

3. As per the prosecution, the present FIR has been lodged with an allegation that the petitioner allegedly tried to restrained the informant wrongfully with an intention to outrage her modesty.

4. Learned counsel for the petitioner submits that

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the petitioner is innocent and has committed no offence. He further submits that based on the allegations made in the FIR, the informant is not even known to the petitioner, and his name was disclosed to the informant by a passerby. Counsel further submits that both parties are residents of the same village as per the address mentioned, and no ingredients of Sections 126(2), 74, 76, and 78 of the BNS are present.

5. Learned counsel argues that at worst, partial ingredients of Section 76 of the BNSS are present, for which the minimum punishment is 3 years and the maximum is 7 years. However, he submits that considering the petitioner has been in custody since 29.05.2026 and has a clean antecedent, the petitioner deserves bail.

6. Learned counsel for the State opposes the prayer for bail, but fairly submits that the petitioner has been in custody since 29.05.2026.

7. In the present facts and circumstances of this case and the submissions made above, let the petitioner above named, be granted bail on furnishing bail bonds of Rs.30,000/- (Rupees Thirty thousand) as mentioned in Section 2(1) (d) of the BNSS, 2023 to the satisfaction of learned Judicial Magistrate 1st Class, Katihar, in connection with Falka P.S. Case

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No. 119 of 2026, subject to the conditions as laid down under Section 480(3) of the Bharatiya Nagarik Suraksha Sanhita, 2023.

(Dr. Anshuman, J)

Manshi/-

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