IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.75432 of 2026

CNR No. BRHC011091032026

Arising Out of PS. Case No.-254 Year-2026 Thana- MAHARAJGANJ District- Siwan

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Dilip Kumar @ Dileep Kumar Son of Lalbabu Manjhi @ Lalbab Manjhi Resident of Village - Chhotka Teghara, P.S. - Maharajganj, District - Siwan

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr. Bijay Prakash Singh, Advocate
For the Opposite Party/s : Mr. Madan Kumar, APP

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CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR JHA

ORAL ORDER

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

02. In the present case, the petitioner seeks bail in connection with Maharajganj P.S. Case No. 254 of 2026 registered for the alleged offences under Sections 127(2), 318(4), 143, 338, 336(3), 61(2) of the Bharatiya Nyaya Sanhita, 2023 and Section 14(a) of Child Labour Prohibition and Regulation Act, 1956 and Section 79 of J.J. Act.

03. As per prosecution case, a raid was conducted in the premises of an orchestra group, and two minor girls were recovered who disclosed that they were forced to work as dancers in the said orchestra group giving inducement of money by the co-accused, who is the owner of the said orchestra group.

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The petitioner was apprehended from the premises and three co-accused persons fled away.

04. Learned counsel for the petitioner submits that the petitioner is innocent and has been falsely implicated in this case. The petitioner is merely one of the operators in the orchestra group which is owned by co-accused Raj Badan Prasad. From the FIR itself, it is clear that the girls who were recovered stated that they voluntarily got themselves associated with the group and there was no allegation that they were forced to join the orchestra group. Learned counsel further submits that there is no specific allegation against the petitioner and allegation of forcing the girls and making obscene performance is against the co-accused owner. The petitioner is having antecedent of one case in which he is on bail. The petitioner is in custody since 06.07.2026 and charge-sheet has been submitted.

05. Learned APP for the State opposes the submission made on behalf of the petitioner.

06. Having regard to the facts and circumstances and submission made on behalf of the parties and considering the vague nature of allegation against the petitioner and also considering the period of custody of the petitioner along with

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submission of charge-sheet, the petitioner above named is directed to be released on bail on furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Additional Chief Judicial Magistrate-II, Siwan/court concerned in connection with Maharajganj P.S. Case No. 254 of 2026, subject to the conditions mentioned in Section 480(3) of BNSS and the following conditions:

(i) One of the bailors will be a close relative of the petitioner.

(ii) The petitioner will remain present on each and every date fixed by the court below.

(iii) In case of absence on three consecutive dates or in violation of the terms of the bail, the bail bond of the petitioner will be liable to be cancelled by the court concerned.

(Arun Kumar Jha, J)

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