

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.77008 of 2025

Arising Out of PS. Case No.-170 Year-2024 Thana- LAKHAURA District- East Champaran

Ratnesh Kumar, S/o Rajkishore Rai @ Rajkishor Prasad Yadav @ Raj Kishor Rai, R/o Village- Lakshmipur, Kachhari, P.S.-Lakhaura, District- East Champaran at Motihari

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr. Shashank Shekhar, Advocate

Ms. Mili Kumari, Advocate

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

CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA
ORAL ORDER

3 10-02-2026 Heard the parties.

2. The petitioner seeks bail in connection with Lakhaura P.S. Case No. 170 of 2024 registered for the offence under Section 64, 62, 76 read with 3(5) of Bhartiya Naya Sanhita, 2023 (in short 'BNS').

3. The petitioner is named in the F.I.R. and is in custody since 13.05.2025.

4. As per FIR, allegation against the petitioner is to make an attempt to commit rape upon informant while she went to attend call of nature on 25.10.2024 at about 8 PM.

5. Learned counsel appearing on behalf of the petitioner submitted that when petitioner alongwith nearby



people opposed the activity of informant as to attend the call of nature in open, the present false implication was raised, which, subsequently by interventions of local people, was compromised between the parties and for said effect, a compromise petition was filed before learned CJM, Motihari, East Champaran by retracting earlier versions of allegations as raised through FIR. The aforesaid compromise is Annexure P/2 of present bail petition. While concluding the argument, it is submitted that petitioner is a man of clean antecedent and moreover, investigation of this case is completed, for which charge-sheet has been submitted, as such, there is no chances of tampering with the evidence.

6. Learned APP opposes the prayer of bail.

7. In view of aforesaid factual submissions and by taking note of fact, as dispute and differences on the basis of which present FIR was lodged appears compromised between the parties, coupled with fact that investigation of this case already completed, where petitioner remains in custody since 13.05.2025, accordingly, petitioner, above named, is directed to be released on bail in connection with Lakhaura P.S. Case



No. 170 of 2024 corresponding to Sessions Trial No. 925 of 2025 on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned District and Additional Sessions Judge, Exclusive Special Judge (Rape & POCSO Cases), East Champaran at Motihari/concerned court, subject to the conditions as mentioned under Section 480(3) of BNSS.

(Chandra Shekhar Jha, J.)

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