IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.75993 of 2026
CNR No. BRHC011098742026
Arising Out of PS. Case No.-294 Year-2026 Thana- HASPURA District- Aurangabad

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Junain Sah S/O Jafar Sah R/V- Raghunathpur, PS- Haspura, Distt- Auarangabad, Bihar

... ... Petitioner/s

Versus

1. The State of Bihar
2. X W/O Y R/V- Salempur, PS- Haspura, Distt- Auarangabad, Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr.Shailesh Kumar Singh
For the Opposite Party/s : Mr.Mithlesh Kumar Khare

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CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA

ORAL ORDER

2 28-10-2026 Heard the parties.

2. The petitioner seeks bail in connection with Haspura P.S. Case No. 294/2026 registered for the offence under Sections 69 of the BNS and Sections 4 and 6 of the POCSO Act.

3. The petitioner is named in the F.I.R. and is in custody since 14.08.2026.

4. The allegation against the petitioner is to establish physical relationship with minor daughter of informant aged about 17 years on false pretext of marriage.

5. Learned counsel appearing on behalf of the petitioner submitted that as per FIR daughter of the

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informant was in relationship with this petitioner since before two years of lodging of FIR. It is submitted that daughter of the informant refused to join medical examination. It is also submitted that from FIR, it can be gathered that the last date of alleged relationship was 16.07.2026, whereas FIR was lodged on 13.08.2026 almost after 27 days without having any just explanation. While concluding the argument, it is submitted that petitioner is a man of clean antecedent and moreover, investigation of this case has already completed, for which charge-sheet has been submitted, as such, there is no chance of tampering with the evidence.

6. Learned APP opposes the prayer of bail.

7. In view of aforesaid factual submission and by taking note of fact as the FIR prima-facie appears to be lodged after 27 days from the date of refusal of marriage without having any just explanation, coupled with fact as investigation of this case has already completed, where in petitioner remains in custody since 14.08.2026, accordingly petitioner above named, is directed to be released on bail in connection with Haspura P.S. Case No. 294/2026 on

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furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Additional Sessions Judge-VI cum Special Exclusive Judge (POCSO), Aurangabad/concerned court, subject to the conditions as mentioned under Section 480(3) of BNSS.

(Chandra Shekhar Jha, J)

S.Tripathi/-

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