

**06 of 2025 IN THE HIGH COURT OF JUDICATURE AT  
PATNA  
CRIMINAL MISCELLANEOUS No.80881 of 2025**

Arising Out of PS. Case No.-216 Year-2025 Thana- GOVINDGANJ District- East  
Champanan

Chhotu Mukhiya @ Chotu Mukhiya Son of Prabhu Mukhiya R/o Village -  
Sapaha, PS - Sugauli Dist. - East Champanan.

... .. Petitioner/s

Versus

1. The State of Bihar
2. [REDACTED] R/o Village - Binwaliya, PS -  
Govindganj, Dist. - East Champanan.

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr. Deepak Kumar, Advocate  
For the Opposite Party/s : Mr. Binod Kumar, APP

**CORAM: HONOURABLE MR. JUSTICE ASHOK KUMAR PANDEY  
ORAL ORDER**

321-01-2026

Heard Mr. Deepak Kumar, learned counsel for the  
petitioner and Mr. Binod Kumar, learned APP for the State.

2. The petitioner has prayed for bail in connection  
with Govindganj P.S. Case No. 216 of 2025 registered for the  
offence punishable under Sections 137(2) and 96 of the B.N.S.,  
2023 and Section 8 of the POCSO Act.

3. The case of the prosecution in short is that the  
petitioner has kidnapped the minor daughter of the informant.

4. Learned counsel appearing on behalf of the  
petitioner has submitted that petitioner is innocent and has  
committed no offence. He has been falsely implicated in this  
case. Learned counsel for the petitioner submits that during the



course of investigation, the victim has given her statement recorded under Sections 180 and 183 of the BNSS, wherein she has stated that the petitioner is her brother-in-law. She and her sister, along with this petitioner, have gone on a trip and they have stayed at Motihari. After this, when she asked the petitioner to drop her at her house, he told her to stay there for a night. She stayed there at the house of her sister after the police had apprehended him. He also submits that the petitioner is the brother-in-law, and from the statement of the victim, it is clear that the petitioner has not kidnapped or enticed her. He further submits that a statement has been made in para 3 of the petition that petitioner has no criminal antecedent and he is languishing in judicial custody since 26.08.2025.

5. Learned counsel for the informant has conceded to the argument of the learned counsel for the petitioner.

6. Having heard learned counsel for the parties and considering the facts and circumstances of the case, this Court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rs. ten thousand only) with two sureties of the like amount each to the satisfaction of the learned District & Additional Sessions Judge-cum-Exclusive Special Judge-VI,



POCSO Act, East Champaran, Motihari in connection with  
Govindganj P.S. Case No. 216 of 2025.

**(Ashok Kumar Pandey, J)**

Sudhanshu/-

|   |  |   |  |
|---|--|---|--|
| U |  | T |  |
|---|--|---|--|

