IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.90414 of 2025

CNR No. BRHC011284702025

Arising Out of PS. Case No.-344 Year-2025 Thana- KESARIA District- East Champaran

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1. Rambha Devi W/O Ram Sagar Thakur @ Katai Thakur Resident of Village - Bhagwatiya, P.S. - Kesariya, District - East Champaran.
2. Ram Sagar Thakur @ Katai Thakur S/O Late Bhukal Thakur Resident of Village - Bhagwatiya, P.S. - Kesariya, District - East Champaran.
3. Gudiya Kumari D/O Ram Sagar Thakur @ Katai Thakur Resident of Village - Bhagwatiya, P.S. - Kesariya, District - East Champaran.
4. Sunil Thakur @ Sunil Kumar S/O Ram Sagar Thakur @ Katai Thakur Resident of Village - Bhagwatiya, P.S. - Kesariya, District - East Champaran.

... ... Petitioner/s

Versus

1. The State of Bihar
2. Rita Devi W/O Akhilesh Singh R/O Village- Bhagwatiya, P.S- Kesariya, Distt.- East Champaran.

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr. Madhurendra Kumar, Advocate
For the Opposite Party/s : Dr. Indiwar Kumari, A.P.P

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH

ORAL ORDER

3 27-10-2026 Heard Mr. Madhurendra Kumar, learned counsel appearing for the petitioners and learned A.P.P for the State.

2. Petitioners apprehend arrest in a case registered for the offence punishable under sections 108 of BNS and 4/6 of POCSO Act.

3. Prosecution case in brief is that, co-accused Sonu Kumar eloped with minor daughter of the informant aged about 17 years, established illegal relationship with her and recorded

her obscene video and on the that basis, he sexually abused the victim. Further, when informant visited petitioners' house at about 11:00 AM on 23.07.2025, in order to complain about it, they abused the victim and threatened to make the video viral and as a result of which victim committed suicide at about 2:00 PM on the same day.

4. It is submitted on behalf of these petitioners that these petitioners are innocent and have falsely been implicated in this case. It is further submitted that the petitioners are family members of the co-accused Sonu Kumar and allegations against them of abusing and threatening are ornamental only. There is no specific allegation against these petitioners rather, specific allegation of eloping the victim and establishing physical relations with her is against co-accused Sonu Kumar. Petitioners claim clean antecedent.

5. Learned counsel for the State opposed the prayer for pre-arrest bail.

6. Considering the nature of accusation and clean antecedent, prayer for bail of these petitioners is allowed. In the event of arrest/surrender within eight weeks from today, let these petitioners, mentioned above, be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two

sureties of the like amount each to the satisfaction of learned 7th District and Additional Sessions Judge -cum- Special Judge, POCSO Act, East Champaran, Motihari, Bihar, in connection with Kesariya P.S. Case No. 344 of 2025, subject to the conditions laid down under section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023.

(Prabhat Kumar Singh, J)

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