

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.1749 of 2026

Arising Out of PS. Case No.-716 Year-2025 Thana- SIWAN MUFFASIL District- Siwan

VINOD KUMAR @ VINOD KUMAR SAH S/O LATE VISHWANATH
SHAH @ VISHVANATH CHAUDHARI R/O VILL.- BARAIYA TOLA,
P.S.-SIWAN MUFASSIL (MAHADEWA O.P.), DIST.- SIWAN, BIHAR

... .. Petitioner/s

Versus

1. THE STATE OF BIHAR
2. X W/O GOVIND KUMAR SINGH @ GOVINDA KUMAR SINGH R/O
VILL.- GANGAPUR, KACHARI TOLA, P.S.- KISHANPURA, DIST.-
MADHEPURA, PRESENTLY R/O VILL.- BARAIYA TOLA, P.S.-
(MAHADEVA O.P.), DIST.- SIWAN, BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Prashant Kumar, Advocate
For the Opposite Party/s : Mr. Ashok Kumar Singh, APP

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

2 19-01-2026 Heard Mr. Prashant Kumar, learned counsel for the

petitioner and Mr. Ashok Kumar Singh, learned A.P.P. for the

State.

2. The petitioner seeks bail, who is in custody since
15.10.2025, in connection with Siwan Mufassil P.S. Case No.
716 of 2025, FIR dated 10.10.2025 registered for the offence
under Sections 65(2) of the Bharatiya Nyay Sanhita, 2023 and
Section 4 and 6 of the POCSO Act.

3. As per prosecution case, the informant alleged
that the petitioner committed rape upon her minor daughter.

4. Learned counsel appearing for the petitioner



submits that the petitioner has clean antecedent and he has falsely been implicated in this case. He further submits that the allegation as alleged in the F.I.R. is false and fabricated and the petitioner has not committed any offences as alleged in the F.I.R. The petitioner is rotting in judicial custody since 15.10.2025.

5. Learned A.P.P. for the State, on the other hand, has vehemently opposed the prayer for bail of the petitioner and submits that there is specific allegation against the petitioner that he committed rape upon three years old girl and the medical report also supports the case of the prosecution.

6. Considering the facts and circumstances of the case, I am not inclined to enlarge the petitioner on bail in connection with Siwan Mufassil P.S. Case No. 716 of 2025, pending in the Court of Exclusive POCSO Court, Siwan.

7. Prayer is refused.

(Rajesh Kumar Verma, J)

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