

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.90047 of 2025

Arising Out of PS. Case No.-458 Year-2024 Thana- HAJIPUR SADAR District- Vaishali

Chhotu Kumar S/o- Anarjeet Paswan @ Amarjeet Paswan Residet of Village-
Ghauspur Ijra PS- Sadar Hajipur, Dist- Vaishali

... .. Petitioner/s

Versus

1. The State of Bihar
2. XXX D/o- Late Ajay Paswan R/v- Ghauspur Ijra Ps- Sadar Hajipur Dist-
Vaishali

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr.D.N. Jha, Advocate Mr. Chandra Shekhar Sharma, Advocate
For the State	:	Mr.Abhay Kumar, A.P.P
For the Informant	:	Mr. Brij Nandan Prasad, Advocate

CORAM: HONOURABLE JUSTICE SMT. SONI SHRIVASTAVA
ORAL ORDER

3 25-02-2026 Heard learned counsel for the petitioner, learned APP for
the State and learned counsel for the informant.

2. The petitioner seeks bail in a case registered for the
offence punishable under Sections 64, 62 of B.N.S, 2023 and Section
8 of POCSO Act.

3. As per the prosecution case, the allegation against the
petitioner is that of committing rape with the informant. Upon raising
alarm, informant's brother came there and saved her.

4. Learned counsel for the petitioner submits that the
petitioner has falsely been implicated in this case only on account of
family dispute as the informant and the petitioner are cousin brother
and sister and there is some dispute with regard to the partition
between the parties. The statement of the victim was also recorded



under Section 183 of B.N.S.S where she has only stated that the petitioner assaulted her with fists and slaps as she was plucking mangoes and nothing beyond that happened with her. Further, it has been submitted that a compromise has been arrived at between the parties (Annexure-P/2). Petitioner is in custody since 15.10.2025.

5. Learned A.P.P. for the State and learned counsel for the informant have been heard. The compromise is supported by the Opposite Party No. 2.

6. Taking into consideration the facts and circumstances of the case and also considering the statement of the victim recorded under Section 183 of B.N.S.S, coupled with the factum of compromise, the above named petitioner is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Court below where the case is pending/successor Court in connection with Hajipur Sadar P.S. Case No. 458 of 2024.

(Soni Shrivastava, J)

vashudha/-

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