

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.1290 of 2026

Arising Out of PS. Case No.-431 Year-2025 Thana- BABUBARHI District- Madhubani

Santosh Mahto @ Santosh Kumar S/o Late Ram Sundar Mahto R/o Village -
Mainapatti, P.S - Babubarhi, District - Madhubani

... .. Petitioner/s

Versus

1. The State of Bihar
2. X D/o Y R/o Village - Mainapatti, under Babubarhi Police Station, P.S -
Babubarhi, District - Madhubani

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ashok Kumar @ Ashok Karn, Adv.

For the Opposite Party/s : Mr.Zainul Abedin, APP

Mr.Ravi Ranjan, Adv.for OP-2

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

5 07-07-2026 Heard learned counsel for the petitioner, learned A.P.P

for the State and learned counsel for the informant / opposite

party no. 2.

2. The petitioner apprehends his arrest in a case,
registered for offence punishable under Sections 126(2), 115(2),
76, 351(2) of the B.N.S., 2023 and Sections 8 / 12 of POCSO
Act.

3. As per F.I.R., the informant, who is 15-year-old
girl, residing alone at home, was repeatedly harassed by this
petitioner, who attempted to force her into physical relations,
followed her, used obscene language, and also threatened to
shoot her if she refused. It is further alleged that on one



occasion, this petitioner caught informant, while she was alone in the field and tried to drag her to a dark place, however upon arrival of some villagers, she was saved. The victim (informant) states that the accused (petitioner) has made similar attempts earlier as well. The victim, in her statement recorded under Section 183 of B.N.S.S., has supported her prosecution version. The Court has assessed the age of the victim, as 16 years.

4. Considering the nature of accusation, the prayer for anticipatory bail of petitioner is rejected.

(Prabhat Kumar Singh, J)

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