

IN THE COURT OF THE DISTRICT AND ADDITIONAL SESSIONS JUDGE-VI-CUM SPECIAL POCSO JUDGE, ARARIA

Present: Amarendra Shrivastav

A.B.P- 253/2026

arising out of Tarabari P.S- 53/2015

Munna & 04 others Vs State of BIHAR

Sl. No.	Date of Order of Proceedings	Order with signature of the Court BAIL ORDER	Office action taken with date
1	2	3	4
	01-06-2026	1. Today, Anticipatory Bail petition dated 25.04.2026 on behalf of petitioners namely, (i) Munna, s/o- Bisheshwer Manjhi, (ii) Manoj Manjhi, s/o- Bisheshwer Manjhi, (iii) Amar Manjhi, s/o- Bisheshwer Manjhi, (iv) Bisheshwer Manjhi, s/o- Late Sanuplal Manjhi, (v) Ramwati Devi @ Sampatiya Devi, w/o- Bisheswer Manjhi all r/o- Baturwari, P.S- Tarabari, Dist.- Araria is fixed for hearing and order. This Anticipatory Bail petition arises out of Tarabari case no. 53 of 2015 which is registered under sections 363/34, 366A of I.P.C. 2. CERTIFICATE: The petitioners have certified that no other bail petition is filed on behalf of the petitioners either before this Court or before Hon'ble High Court at Patna. 3. The TCR is called for and is put up before me. This court has given thoughtful considerations to the submissions advanced by both sides and have gone through the materials placed on record. 4. The learned counsel on behalf of the petitioners Sri Ashok Prasad Bishwas has submitted that the petitioners are innocent and have committed no any offence and have falsely been implicated in this case. The Ld. Counsel further submits that the petitioners have no any criminal antecedents and the allegations levelled against them as in fardbayan, are totally false, concocted, baseless and even the offence has been committed u/s 363/34, 366A of I.P.C but no case is made out against the petitioners. The petitioners further submits that the well wishers intervened in the matter and the case has been compromised out side the court and the compromise petition along with a permission petition has filed which is availabe on record. The	

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petitioners are local having properties within the jurisdiction of the Court. The petitioners are further ready to furnish bail bonds of sufficient sureties to the satisfaction of the Court. The petitioners prays to be enlarged on bail.

5. **The learned prosecuting officer vehemently and fervently opposed** the bail petition and submitted that the case is registered under sections 363/34, 366A of I.P.C. He prayed to reject the bail petition.

6. **Prosecution Story as per FIR:** on 06.06.2015 When the informant's daughter-cum-victim went to Patengana Palasi High School but his daughter did not return. After searching, he came to know that Driver Munna Manjhi, Manoj Manjhi, and Amar Manjhi allegedly abducted his daughter and kept her at Baturbadi. Munna Manjhi had also threatened earlier the informant to kidnap her several times. The informant claims these persons have previously been involved in similar incidents and had even been jailed. When the informant's told Vishesar Manjhi, Sanu Manjhi, and Sampatiya Devi about the incident, they allegedly abused and threatened him.

7. **FINDING & ORDER:**

Firstly, On perusal of case diary as well as case records, it transpires that the victim had supported the prosecution case in her statement recorded u/s 180 and 183 of B.N.S.S. Mentioning the name of petitioners no. 1 to 3.

Secondly, On perusal of case diary, it also transpires that as per para – 21 of the case diary, the case is found to be true u/s 363/34, 366A of I.P.C.

Thirdly, The victim has taken the name of Petitioner No. 1 to 3 in her statement who caused sexual assault for several occasions

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by administering pills and they took her to different places.

Fourthly, This is a case of 2015. Petitioner No. 4 and 5 has no role in sexual act as alleged.

8. **CONCLUSION:** Considering the above facts and circumstances, conduct of the accused persons, no compromise in heinous nature of the offence is allowed, the Anticipatory Bail petition of the petitioners is partly allowed.

9. **ORDER AND REASON THEREOF:** Considering facts and circumstances of the case and nature of the allegations, this anticipatory bail petition is allowed to petitioners no. (4) Bisheshwar Manjhi and (5) Ramwati Devi @ Sampatiya Devi is **Allowed**. Accordingly, in event of arrest / surrender, the aforementioned petitioners/accused persons ordered to be released on anticipatory bail on furnishing bail bonds of Rs. 10,000/- (Ten thousand) with two sureties of like amount each to the satisfaction of this Court in aforesaid case and also with conditions, as laid down in section 482(2) of the Cr.P.C. The Anticipatory bail petition of petitioners no. namely (1) Munna, (2) Manoj Manjhi and (3) Amar Manjhi is hereby **rejected**. The petitioners no. 1,2 and 3 are directed to surrender within reasonable time, preferably by next date fixed by this court.

Dictated & Corrected
sd/-
Amarendra Shrivastav
(Special POCSO Judge, Araria)