

IN THE COURT OF ADDITIONAL SESSIONS JUDGE-VI
Cum THE SPECIAL EXCLUSIVE JUDGE (POCSO)
CIVIL COURT – AURANGABAD

Present:- Sri Laxmikant Mishra
Anticipatory Bail Petition No. 1246 of year 2026
Tandwa P.S. Case No. 84 of year 2023

Mithun Kumar S/o- Ramesh Sharma.....Petitioner
Versus

The State of Bihar..... Opposite Party

For petitioner : Ld. Counsel Sri Dhananjay Kumar
For The State : Ld. Addl.P.P. Sri Shiv Lal Mehta

25.06.2026 This is an anticipatory bail petition filed on behalf of the petitioner named above, who is apprehending his arrest in connection with Tandwa P. S. Case No. 84 of 2023, for the offence u/s 366(A) of the I.P.C. Heard, both sides and perused material as available on record .

As per averment of FIR prosecution story in brief is that on date 26.07.2023 at about 11:00 am, victim was aged about 15 years went to her school but not returned to home. After which on search it has been found that her mobile was switched off. After recovery victim in her statement u/s 164 of the Cr.P.C. stated that in July, 2023 she flee away with Mithun Kumar and she got married with him and she residing happy in her Sasural with Mithun Kumar.

Ld. Counsel for petitioner submitted that the petitioner is innocent and falsely implicated in this case. This case is based on false, frivolous and baseless concocted story only to harass petitioner. No any bail petition pending about petitioner either in this court or in superior courts. There is no any criminal antecedent of petitioner. At the time of occurrence victim was major aged about 19 years. Victim herself went out of her house and married with petitioner. Victim got married with petitioner with consent of both parties and there is compromise filed between both parties. There is no chance of absconding and petitioner is ready to furnish bail bond as per satisfaction of the court.

Ld. Special Public Prosecutor , appearing on behalf of State has opposed anticipatory bail of the petitioner .

After going through all material available on record, it transpires that photocopy of transfer certificate regarding victim available on record showing date of birth of victim is 20.08.2008. Hence on the date of said occurrence victim was aged below 15 years and there is direct allegation against present petitioner about taking away of minor victim. Matter is yet now under investigation and matter is very serious in nature.

Considering the facts and circumstances of the case and nature of allegations, I am of the opinion that this is not a fit case to enlarge petitioner on anticipatory bail and accordingly the bail petition aforementioned is being hereby **REJECTED**.

O/C is directed to send a copy of this order to learned court below for needful.

(Laxmi Kant Mishra)
Additional Sessions Judge-VI
Cum Special Exclusive Judge (POCSO)
Civil Court – Aurangabad
25.06.2026