

IN THE COURT OF DISTRICT & ADDL. SESSIONS JUDGE XIX, BHAGALPUR

Bail Petition No.-282/2026

(Arising out of Mahila P.S. Case No.-10/2026)

Name of P.O.- Khushboo Shrivastava

DASJ-XIX, Bhagalpur

Chotu Kumar versus State of Bihar
Ld. counsel on behalf of petitioner-----Sri Santosh Kumar
Ld. Addl. P.P on behalf of state----- Sri Biresh Prasad Mishra

ORDER

10-04-26 Bail petition filed on behalf of petitioner **Chotu Kumar**, aged-22 years s/o-Late Jodhan Mandal who is in custody since 28-02-26 in connection with Mahila P.S. Case No.-10/2026, u/s 74, 75, 351(2), 351(3) of BNS & 66(E), 67(A) of I.T. Act is put up for hearing today. Copy of bail petition has already been served to learned Addl. P.P. on behalf of State.

Heard learned counsel on behalf of accused petitioner as well as learned Addl. P.P. on behalf of State.

2. Brief case of prosecution is that informant Jyoti Kumari has filed application before SHO, Mahila Police Station and stated that she lives at Nathnagar in rented room and preparing for competitive examination. During study she became friend of Chhotu Kumar. She started visiting to meet Chhotu at Parvati, during this time, Chhotu Kumar took obscene photos and videos and kept it in his mobile. Later, she came to know that character of Chhotu Kumar is not good, She broke all relations with Chhotu Kumar. After few months, accused pressurized informant to marry with him, she completely refused to marry then accused threatened to ruin her social reputation. When she told him that she will not marry with him at any cost. Chhotu Kumar created fake Facebook ID and her private photos posted on it on 18-01-26 and on 16-02-26. On that basis Mahila P.S Case No. 10/26 has been registered.

3. It is submitted on behalf of learned counsel for petitioner that earlier petitioner has not filed anticipatory or regular bail petition before the learned Sessions Judge, Bhagalpur or before the Hon'ble High Court, Patna. Petitioner has no criminal antecedent. Petitioner is student and completed I.T.I course. Presently he is preparing for competitive examination. He is quite innocent and has committed no offence and charges leveled against him is totally false and concocted. Alleged sections are bailable except section 74 of BNS & 67(A) of I.T. Act, which are not applicable. Both are known to each other and this is not case of I.T. Act this is only love affairs. It is totally false to say that petitioner uploaded her private photo on social site. Real fact of this case is that petitioner made pressure for marriage and informant not ready to solemnize her marriage with petitioner so informant lodged false case against petitioner. Petitioner is in custody since 28-02-26. So prayed to enlarge petitioner on bail.

4. Learned Addl. P.P. has opposed prayer for bail of petitioner.

5. Heard both sides and perused materials available on record. From perusal of case record and

case diary it is found that present FIR Mahila P.S. Case No.-10/2026 has been registered u/s 74, 75, 351(2), 351(3) of BNS & 66(E), 67(A) of I.T. Act against petitioner. Case diary from para-1 to para-42 has been submitted on behalf of prosecution. From perusal of case record and case diary it is further found that informant and other witnesses have supported case of prosecution. Allegation against petitioner is that when informant refused to marry with petitioner then petitioner posted private photos of informant by creating fake facebook Id (Raj Kumar Kumar) on dt. 18-01-26 and on dt. 16-02-26. Case is under investigation.

Therefore, considering aforesaid facts and circumstances of the case as discussed above, nature of allegations against petitioner and seriousness of offence, I am not inclined to enlarge petitioner on bail. Hence bail petition of petitioner Chotu Kumar is hereby **rejected**.

Dictated
sd/-
District & Addl. Sessions Judge XIX,
Bhagalpur,
Dated 10-04-26

Memo no- Dated-
Copy forwarded to ACJM-IX, Bhagalpur for information and necessary action in connection with Mahila P.S. Case no- 10/2026.

District & Addl. Sessions Judge XIX,
Bhagalpur,
Dated 10-04-26