

**In The Exclusive Special Court of POCSO cum District & Addl. Sessions
Judge, VI, Bhagalpur
Present : Ms. Sugandha Prasad Excl. Spl. Judge (POCSO)**

B.P. No.- 321/2026

Arising out of Sabour P.S. Case No. 41/2026
U/S- 137(2)/96/351(2)/352 of the B.N.S

**Anmol Kumar Singh, aged- 38 years, S/o- Bihari Singh, R/o – Village-
Gohospur, P.S- Barahat, District- Banka**

.....Petitioner

Versus

State of Bihar

.....Opposite Party

Appearance :-

For the Petitioner : Ms. Nitu Kumari

For the State : Mr. Shankar Jay Kishan Mandal

ORDER

15.05.2026

1. An application for grant of regular bail has been filed on behalf of the accused/petitioner namely **Anmol Kumar Singh**, who is in judicial custody since 15.02.2026 in connection with Sabour P.S. Case No. 41/2026 under Section- 137(2)/96/351(2)/352 of the Bhartiya Nayay Sanhita.

2. Heard Ms. Nitu Kumari, learned counsel appearing on behalf of the accused/petitioner and the learned Special Public Prosecutor, appearing on behalf of the State.

3. The prosecution case in brief is that informant namely Aditya Nath Jha. Alleged that onn 31.01.2026 at about 04:00 o'clock, victim went to the market but she has not returned since. After much looking, he learned that accused Anmol Kumar Singh has taken his granddaughter/victim. Informant afraid that the accused might sell victim. Informant has also learned that the accused is married to Samta Kumari with whom he has three children. The accused age is about 38 years. Informant has being threatened over mobile by the accused that if he lodged a case, he face dire consequences. The mobile numbers from which

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the calls are made are 9163193472, 9145858871 and 8294308894.

4. The learned counsel for the petitioner has submitted that the petitioner has not filed any bail application before this Court or before the Hon'ble High Court Patna. Further, he submitted that petitioner is innocent and has committed no offence and he had falsely been implicated in this case.. Further, he submitted that petitioner has no criminal antecedents in para 3 of the bail petition. There is no eyewitnesses against the petitioner. The allegation against the petitioner is completely false, as the victim eloped of her own free will and petitioner is in judicial custody since 15.02.2026. Therefore the petitioner may be released on bail.

5. On the other hand, learned Special Public Prosecutor for State has vehemently opposed the prayer for grant of regular bail. He has further submitted that the victim is 14 years old and there is direct allegation of eloping the victim with the intention of marriage. Hence, the prayer for grant of regular bail must be rejected.

6. It is evident that from the case diary vide para 2, which is the re-statement of the informant, who has supported the allegations alleged in the F.I.R. Further, it transpires that the other witnesses have supported the allegations in their statement vide para 5 of the case diary. Victim has stated in her statement recorded under Section 180 and 183 of B.N.S.S. in para 12 and 28 of the case diary respectively that she eloped with accused and went to Barahat. Stayed on rent with accused Anmol in Barahat and she has physical relationship with accused. Victim has also stated that the accused is already married. Further during the course of investigation, the I.O. has collected the School Certificate from Madhaya Vidalaya Sabour in which the date of birth of victim is mentioned as 01.09.2011 of the case diary and the date of occurrence is 31.01.2026, so on the date of occurrence as mentioned in the F.I.R., the

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victim was 14 Years old. Hence, victim was a minor and consent of victim is immaterial. Petitioner is in judicial custody since 15.02.2026. Further, after investigation charge-sheet no. 123/2026 has been submitted against petitioner under Sections 96/82/351(2)/352 of the Bhartiya Nayay Sanhita and under Sections 4/6 of the POCSO Act.

7. In view of the above facts and circumstances and also considering the nature of offence and severity of punishment, period of custody, I am not inclined to enlarge the petitioner on bail. The regular bail petition is accordingly **rejected**.

**Excl.Spl. Judge (POCSO) cum-
Dist.& Addl. Sess. Judge VI,
Bhagalpur.**

Date of Order	15.05.2026
Reserving Date of Order	-
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