

In the Court of Additional Sessions Judge - I, Darbhanga
Present : Neeraj Kumar - II, BHJS, BR00552
ABP No. 479/2026
(Arising out of Bahera P.S. Case No. 104/2026)
Md. Gaus Alam Versus the State of Bihar

Md. Gaus Alam @ Gaus Alam, Aged about 25 years, S/o Md. Ali Musa, R/o Village - Pohaddi, P.S. - Bahera, District - Darbhanga

----- Petitioner

versus

State of Bihar

----- Opposite Party

Appearance(s):

Counsel for the Petitioner(s) : Sri Saroj Kumar Sinha, Learned Advocate.

Counsel for the State : Sri A. N. Jha, Learned Public Prosecutor.

ORDER

21.04.2026

1. The petitioner above named sought anticipatory bail in connection with Bahera P.S. Case No 104/2026 registered for the offences under Section 64(1), 351(2), 352, 3(5) of the Bhartiya Nyay Sanhita (hereinafter referred to as 'BNS' for short).
2. Learned counsel appearing on behalf of the petitioner submitted that he was innocent and had not committed any offence. It was further submitted that petitioner had not filed bail petition of any sort earlier this court or either before any superior court. It was also submitted that the petitioner had no criminal antecedent and had been falsely implicated in this case due to misunderstanding or misconception of facts and also dirty village politics. It was further submitted that the petitioner and petitioner's family members never demanded anything for the purpose of marriage with the informant's daughter. It was submitted that the petitioner was ready to abide by the condition(s) imposed upon him by the learned court. The learned counsel prayed for grant of anticipatory bail to the petitioner.

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3. Learned Public Prosecutor opposed the petition and prayed to reject it.
4. Heard both the sides, perused the case record and the case diary.
5. The allegation against the petitioner is that he seduced the informant's daughter, trapped her and sexually exploited her for two years. When she became pregnant, she was forcibly administered medication which caused miscarriage. Lastly on 10.10.2025, the petitioner attempted to sexually exploit the informant's daughter but she protested and raised alarm, then the informant and his family members came and snatched the petitioner's mobile. The petitioner's mother agreed to get her son married to the informant's daughter but later on they demanded a bullet motorcycle, cash and other articles in dowry.
6. The petitioner is alleged to have sexually exploited the informant's daughter. The witnesses in Para-2, 7 and 8 of the case diary supported the allegation. The victim in her statement in U/s 180 and 183 of the BNSS reiterated the allegation against the petitioner.
7. Though the petitioner has no criminal antecedent but taking into account, facts, circumstances and nature of allegation, I do not find it a fit case to grant him the privilege of anticipatory bail. In the result, the instant anticipatory bail petition filed on behalf of the petitioner namely **Md. Gaus Alam** stands **rejected**.
8. It is made clear that this order has no bearing on the merits of the case.
9. Let a copy of this order be sent to the concerned jurisdictional court.

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10. Let this case record be deposited in the Record Room, Civil Court,
Darbhanga after all due diligence.

(Neeraj Kumar - II)
District & Addl. Sessions Judge-I
Darbhanga
21.04.2026

Date of Order	21.04.2026
Date of Reserving Order	21.04.2026
Uploading Date	22.04.2026
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