

**In the Court of 6th District & Addl. Sessions Judge-Cum-Exclusive Special Judge,
POCSO Act, East Champaran, Motihari, Bihar.**

(Present:- Amlesh Kumar Singh)

A.B.P No.- 1034/2026

(Arising out of Chhatauni P.S Case No. 338/2025)

Prince Kumar, S/o- Nathuni Das, aged about- 18 years,
R/o village- Chhota Bariyarpur, Baipass Chowk, Ward No. 40, P.S- Chhatauni,
District- East Champaran..... Petitioner.

Versus

State of Bihar.....Opposite Party.
For the Accused-petitioner:- Sri Dhruv Pandey, learned advocate.
For the State :- Sri Mani Singh, Learned Special P.P.

Dated- 26.03.2026.

ORDER

1. This application has been filed for grant of anticipatory bail on behalf of the accused person namely, Prince Kumar in connection with Chhatauni P.S. Case no. 338/2025 registered u/s- 126(2), 352, 75, 77, 76, 3(5) of B.N.S., & Section- 8 of POCSO Act.

Ld. Counsel on behalf of the petitioner submits before the court that no any other anticipatory or regular bail petition of any nature has been filed in on behalf of the petitioner, either in this Ld. Court or before any Superior Court. Petitioner has no any criminal antecedents. Petitioner is quite innocent and has committed no offence as alleged & he has falsely been implicated in this case malafidely. The allegations whatsoever levelled against the petitioner is out and out false, fabricated, and concocted. Petitioner has nothing to do with the alleged occurrence. Petitioner has nothing to do with the alleged occurrence. So, the alleged sections of B.N.S & POCSO Act are not attracted against the petitioner. Therefore, he may be released on anticipatory bail.

2. Ld. Spl. S.P.P. for the state, has vehemently opposed the prayer for anticipatory bail. He submits before the court that there is direct and specific allegation against the accused-petitioner that he has assaulted the minor daughter of the informant. The allegation is quite serious and clearly against the society. Hence, his anticipatory bail plea may be rejected.

3. Heard both the parties and perused the record, the court finds that the F.I.R has been lodged u/s- 126(2), 352, 75, 77, 76, 3(5) of B.N.S., & Section- 8 of POCSO Act, against five accused persons including present petitioner. In the F.I.R the informant alleges that on 03.06.2025, accused petitioner including other co-accused persons had started eve teasing of her minor daughter and also made her explicit videos by abusing her. When informant went to accused persons including present petitioner house to ask about this incident, accused petitioner including other co-accused persons had abused & tried to physically

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assault her. Hence, this case was lodged. After further perusal this court finds that the statement of the victim girl u/s- 183 of B.N.S.S., has been recorded. In her statement she has stated adverse statement against the accused petitioner. She has stated that accused persons including present petitioner regularly used to molest her and also recorded videos without her consent and threatened to kill her when she denied to talk with them. The allegation is direct and specific against the accused-petitioner & clearly against the society. The investigation is still going on.

Therefore, after considering all the fact and evidences available on the record and the gravity and seriousness of alleged offences, this court is not inclined to grant anticipatory bail to the accused-petitioner namely Prince Kumar.

Hence, his anticipatory bail petition is hereby **rejected**.

(Dictated)

Sd/-

(Amlesh Kumar Singh)

6th District & Addl. Sessions Judge
cum Exclusive Special Judge POCSO Act,
East Champaran, Motihari.