

**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.- 1103/2026

(Arising out of Turkauliya(Raghunathpur) P.S Case No. 345/2021)

1. Manju Devi, W/o- Vyas Manjhi, aged about- 60 years,
2. Virendra Manjhi, S/o- Vyas Manjhi, aged about- 24 years,
Both are r/o village- Balganga, Ward No. 14, P.S- Raghunathpur,
District- East Champaran..... Petitioners.

Versus

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

Dated- 02.04.2026.

ORDER

1. This application has been filed for grant of anticipatory bail on behalf of the accused persons namely, 1. Manju Devi & 2. Virendra Manjhi in connection with Turkauliya (Raghunathpur) P.S. Case no. 345/2021 registered u/s- 363, 366A, 372/34 of I.P.C., & Section- 8 of POCSO Act.

Ld. Counsel on behalf of the petitioners submits before the court that petitioners are quite innocent and have committed no offence as alleged in the F.I.R & they have falsely been implicated in this case due to malice intention. Petitioners have no any criminal antecedents. Earlier petitioners have filed an anticipatory bail petition no. 2645/2021, which was rejected by this Ld. Court. The allegation whatsoever levelled against the petitioners are out and out false and concocted. Petitioners have emphatically denied the whole allegation as levelled in the F.I.R. Petitioners have nothing to do with the alleged occurrence & they have dragged in this case because of grudge & bad intention. So, the alleged sections of I.P.C., & POCSO are not attracted against the petitioners. Therefore, they 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-petitioners that they have kidnapped the minor daughter of the informant. The allegation is quite serious and clearly against the society. Hence, their 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- 363, 366A, 372/34 of I.P.C., & Section- 8 of POCSO Act, against five accused persons including present petitioners. It has been alleged by the informant that on 23.04.2021 at about 04:00 o' clock in the morning, her minor daughter went to attend nature's call but did not return back till late hours. After that she searched a lot of her minor daughter but could not find her. Informant has firmed belief that accused persons including present petitioners had

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kidnapped her minor daughter with ill intentions. Hence, this case was lodged. After further perusal of records, the court finds that the victim girl has been recovered and her statement u/s-164 of Cr.P.C., has been recorded. In her statement she has stated adverse statement against the accused petitioners. She states that co-accused Mukesh Kumar had kidnapped her with the help of present petitioners and took her to Punjab, where he committed wrong with her on several occasions. It seems that the present petitioners have remained instrumental in committing the offences as alleged in the F.I.R. The allegation is direct and specific against the petitioners & clearly against the society. 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-petitioners namely 1. Manju Devi & 2. Virendra Manjhi.

Hence, their 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.