

**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.- 1406/2026

(Arising out of Sangrampur P.S Case No. 97/2025)

Manu Kumar, S/o- Subhash Sahani, aged about- 25 years,
R/o village- Rajpur Pokhara, P.S- Sangrampur,
District- East Champaran..... Petitioner.

Versus

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

Dated- 22.04.2026.

ORDER

1. This application has been filed for grant of anticipatory bail on behalf of the accused person namely, Manu Kumar in connection with Sangrampur P.S. Case no. 97/2025 registered u/s- 137(2), 96, 352, 351(2), 3(5) of B.N.S., & Later on Section- 8/12 of POCSO Act has been added.

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 falsely been implicated in this case due to village party politics. The fact is that the petitioner has not committed any offence and informant has lodged this case due to enmity. At present the case has been compromised between the parties and now there is no dispute between the parties. Petitioner has nothing to do with the alleged occurrence. So, the alleged sections of B.N.S., & POCSO 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 kidnapped 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- 137(2), 96, 352, 351(2), 3(5) of B.N.S., & Later on Section- 8/12 of POCSO Act has been added, against seven accused-persons including present petitioners. It has been alleged by the informant that on 03.03.2025 at about 04:00 o' clock in the morning accused petitioner including one another co-accused Sonu Kumar had forcibly kidnapped his minor daughter by gagging her mouth on a four wheeler vehicle. On 15.03.2025, when informant went to accused persons house for inquiry of his minor daughter, accused persons abused and refused to bring

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his minor daughter back. Hence, this case was lodged against all the accused-persons including present petitioner. After further perusal of records, the court finds that victim has been recovered and her statement u/s- 183 of B.N.S.S., has been recorded. In her statement she has taken the name of accused petitioner in her statement. She has stated that she went with the accused petitioner voluntarily on dated 02.03.2025 to Patna, where she remained with him. Victim was minor at the time of alleged occurrence as per her schooling certificate (D.O.B- 01.01.2010), and her consent is no consent as per eyes of law. The allegation is direct and specific against the petitioner & clearly against the society. He is the main accused. 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 Manu 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.