

**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.- 2016/2026

(Arising out of Govindganj P.S Case No. 300/2025)

Sonu Kumar, S/o- Lagandeo Mahto, aged about- 29 years,
R/o village- Babhanauli, P.S- Govindganj,
District- East Champaran..... Petitioner.

Versus

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

Dated- 06.06.2026.

ORDER

1. This application has been filed for grant of anticipatory bail on behalf of the accused person namely, Sonu Kumar in connection with Govindganj P.S. Case no. 300/2025 registered u/s- 76, 3(5) of B.N.S., & Section- 8 of POCSO Act.

Ld. Counsel on behalf of the petitioner submits before the court that petitioner is quite innocent and has committed no offence and has falsely been implicated in this case malafidely due to enmity. Earlier no any other anticipatory or regular bail application has been filed on behalf of petitioner either in this Ld. Court or before any Superior Court. Petitioner has no any criminal antecedents. The allegations whatsoever levelled in the F.I.R is out and out false, fabricated, and concocted. Petitioner has nothing to do with the alleged occurrence. So, the alleged sections 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 sexually 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- 76, 3(5) of B.N.S., & Section- 8 of POCSO Act, against two accused-persons including present petitioner. It has been alleged by the informant that on 15.12.2025, at about 12:00 o' clock in the afternoon, accused persons including present petitioner has sexually assaulted her minor daughter by taking her besides the bamboo garden. When victim girl started crying, then accused-persons managed to flee away from the place of occurrence. From this incident victim girl got frightened. Hence, this case was lodged. After

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further perusal of records, the court finds that the statements of victim girl u/s- 180 & 183 of B.N.S.S., has been recorded. In her statements u/s- 180 of B.N.S.S., she has given adverse statement and has supported the allegation of sexual assault against the petitioner. Under her statement of 183 B.N.S.S., she has taken the name of the petitioner. The victim is a girl of about 13 years only. She has supported the same fact as alleged in the F.I.R. The allegation is direct & specific and 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-petitioner namely Sonu 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.