

**In the Court of Addl. Sessions Judge-I, Gopalganj****Special Case No. 01/2025****Sidhwaliya, P.S. Case No. 232/2024**

Juvenile, D/o Vinod Chaurasiya, Gopalganj:----- Petitioner

V r s

The State of Bihar :----- Opposite party

Counsel for the petitioner :----- Sri Ramesh Prasad, Advocate

Counsel for the Opposite party :--Smt Seema Rai, Ld. A.P.P.

| 14-10-2025 | Order                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           | Remarks |
|------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------|
|            | <p>The humble petition dated 31.01.2025 has been filed on behalf of the petitioner-juvenile, D/o Vinod Chaurasiya, Gopalganj who is in custody since 15.08.2024 in connection with Sidhwaliya P.S. Case No. 232/2024.</p> <p>As per FIR, the allegation against this juvenile-petitioner is that she has killed the son of the informant namely Ajay Kumar with the help of her mother and thrown the deceased in the maize field.</p> <p>The Ld. Counsel for the petitioner-juvenile has submitted that the petitioner is innocent and she has committed no offence which has been imposed upon her. The Ld. Counsel for the petitioner juvenile has stated that all the allegations made in the F.I.R. are totally false, fabricated and concocted.</p> <p>On the other hand the Ld. Additional Public Prosecutor has filed the rejoinder and vehemently opposed the prayer of discharge.</p> <p>Heard both sides and perused the case record. This case has been registered under the provisions of Section 103, 238 &amp;3(5) BNS. Presently, trial is going on against this juvenile-petitioner. Allegation against this petitioner-juvenile is that she has participated in the murder of son of the informant. <i>Considering the mandate of Section 12 of the Juvenile Justice Act, 2015 that when any person, who is apparently a child and is alleged to have committed a bailable or non-bailable offence, is apprehended or detained by the police or appears or brought before a Board, such person shall,</i></p> |         |

**Contd.**  
**14-10-2025**

*notwithstanding anything contained in the Code of Criminal Procedure, 1973 (2 of 1974) or in any other law for the time being in force, be released on bail with or without surety or placed under the supervision of an probation officer or under the care of any fit person.*

Though in this case the mother of the juvenile is also accused. There is nothing negative in the SIR report under which the bail of the juvenile may be rejected.

Since, juvenile-petitioner is a girl and the care of the girl in the Observation Home cannot be taken up with utmost care. Seeing the situation severe deficiencies in infrastructure, safety and rehabilitation and also negative conditions of poor overlooking the juvenile cannot be remained in Observation Home. There are other members in the family or relative who can care about the juvenile.

**Seeing the mandate of Section 12 of J.J. Act 2015, the juvenile-petitioner is ordered to be released on bail on furnishing of personal bond through her father with bond of one surety subject to the following conditions :- (i) The bailor shall be the father of the juvenile-petitioner, (ii) The father shall take care of the juvenile-petitioner and does not come in association with any known criminal or a person of doubtful character/criminal nature and is not exposed to any psychological danger, (iii) The juvenile-petitioner will attend the Court regularly with her father & (iv) The father of the juvenile-petitioner will report the well being of the juvenile in the Court regularly.**

Therefore, the bail petition dated **31.01.2025** is **hereby allowed and disposed off.**

(Dictated)

(Kailash Joshi)  
A.S.J.-I

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