

Present: Sandeep Mishra
In the court of District and Additional Sessions Judge-I, Katihar
Anticipatory Bail Application 619 of 2026
(Arising out of Balia Belon PS case No. 47 of 2026)
Md. Mansur Alam versus State

1. Md. Mansur Alam, aged 30 years, son of Md. Rashid, resident of village Maria Sihpur, P.S.- Balia Belon, District- Katihar.

... Petitioner

versus

The State of Bihar

... Opposite party

Date	Order	Remark
19.05.2026	1. This is an application for grant of anticipatory bail filed on behalf of the petitioner namely Md. Mansur Alam in connection with Balia Belon PS Case no. 47 of 2026 registered under sections 64(1), 326(g), 351(2) of Bhartiya Nyaya Sanhita. 2. The victim herself is the informant of this case. According to the First Information Report, case of the prosecution is that for about one year ago, the neighbour of the victim namely Mansur Alam(petitioner herein), used to go to the victim and he was also in joking terms with the victim. He also used to talk with the victim on phone. Victim also fell in love with the accused namely Mansur Alam. The husband and the son of the victim were outside. The accused Md. Mansur Alam had also given mobile and SIM to the victim. About six months ago of lodging of the First Information Report, the accused came to the house of the victim and established physical relation with her and secretly he also recorded video of the said occurrence about which the victim could not know. Later on, when the victim realised about her mistake, she started avoiding the accused Mansur Alam but the petitioner Mansur Alam started threatening the victim	

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<u>continued</u> 19.05.2026	to viral her video and on the strength of the said video he also established physical relation with her on several occasions against the will of the victim. On 28.03.2026, at about 12:30 when the victim was going for some work in the way, the petitioner Mansur Alam restrained the victim and committed objectionable acts. He also threatened the victim to put her shop on fire. On 29.03.2026, when the husband of the victim went to the shop, he found that all the articles and the shop were were burnt. 3. It has been submitted on behalf of the petitioner that no bail application either regular or anticipatory has been filed on behalf of the petitioner earlier in this case either before this court or before the Hon'ble High Court Patna. The petitioner has got no criminal antecedent. The petitioner is quite innocent and he has committed no offence at all. The petitioner has been falsely implicated in this case on account of village politics and the informant has lodged this case against the petitioner with the intention to extort the petitioner. All the allegations levelled against the petitioner are false and fabricated. There is no eye witness of the occurrence. The petitioner has not committed any illicit act with the victim. On the aforesaid grounds, prayer has been made to grant the privilege of anticipatory bail to the petitioner. 4. On the other hand, the learned APP as well as the learned counsel for the informant have opposed	
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<u>continued</u> 19.05.2026	the prayer of the petitioner for grant of anticipatory bail and submitted that there are heinous allegations against the petitioner that on the strength of indecent video, he established physical relation with the victim on several occasions forcibly. Therefore, the petitioner is not entitled to be granted the privilege of anticipatory bail. 5. Heard the parties and perused the record. At the time of hearing of this anticipatory bail application, copy of case diary containing 73 paragraphs has been produced on behalf of prosecution. So far as the criminal antecedent of the petitioner is concerned, it is mentioned in paragraph no. 69 of the case diary that the petitioner has got no criminal antecedent in the records of Balia Belon Police station. Allegations against the petitioner are that initially he trapped the victim and established physical relation with her and he also recorded video of the same secretly and later on threatening the victim to viral the said video, he committed rape with the victim on several occasions. There is further allegation against the petitioner of putting the shop of the victim on fire. From the perusal of the case diary, it transpires that the victim has supported the allegations against the petitioner during investigation in her statements under sections 180 and 183 of Bhartiya Nagrik Suraksha Sanhita and the witness has also supported the allegations against the petitioner during investigation. Investigation of the case is still going on.	
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<u>continued</u> 19.05.2026	6. Considering the nature of allegations against the petitioner and also the fact that the investigation of the case is still going on, this court is not inclined to grant the privilege of anticipatory bail to the petitioner. Accordingly, prayer for grant of anticipatory bail made on behalf of the petitioner namely Md. Mansur Alam in connection with Balia Belon PS case no. 47 of 2026 stands rejected. Sd/- (Sandeep Mishra) District and Additional Sessions Judge-I Katihar 19.05.2026	
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