

IN THE COURT OF SESSIONS JUDGE, PATNA

Anticipatory Bail Petition No.371 of 2026.

Tinku Kumar @ Tinku Yadav @ Vishwajeet Kumar Petitioner.

Versus

The State of Bihar

Order
No.

Date

O R D E R

02 27-01-2026

1. The petitioner, Tinku Kumar @ Tinku Yadav @ Vishwajeet Kumar, seeks anticipatory bail in connection with ***Phulwarisharif P.S. Case No.1684 of 2025***, registered under Sections 74, 115(2), 126(2), 303(2), 351(2), and 351(3) of the *Bharatiya Nyaya Sanhita, 2023 (BNS)*.
2. The prosecution case, in brief, is that on 12.10.2025 at about 12 noon, the informant, *Kiran Bharti Mishra*, alleged that the petitioner forcibly entered her room, assaulted her, and attempted to commit rape. It is further alleged that he abused her, stole a sum of ₹30,000, and fled. The petitioner, a resident of *Harnichak, Patna*, is described as having a criminal disposition. Local residents informed the police that his mobile number is 8294414101. It is also stated that he has previously been arrested on charges of theft.
3. Learned counsel for the petitioner submits that the only non-bailable offences involved are under Sections 74 and 303(2) of the BNS, which carry a maximum punishment of five years' imprisonment. It is contended that the informant had initially approached the petitioner to rent a room/flat in his house, but due to her conduct, the petitioner refused. Subsequently, she allegedly threatened to implicate him in a false case, leading to the present FIR. Learned counsel further submits that the petitioner is physically handicapped. It is candidly acknowledged that the petitioner has four prior criminal antecedents being (i) Gardanibagh P.S. Case No.453/2020 under sections 380, 452 of IPC, (ii) Gardanibagh P.S. Case No.562/2020 under section 380 of IPC, (iii) Gardanibagh P.S Case No.411/2021 and (iv) Beur P.S. Case No.466/2023 under 307, 379 and other allied sections of IPC.

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(27-01-2026)

4. For a better appreciation of this anticipatory bail petition, office is directed to **call for case diary** along with criminal antecedent of accused-petitioner from I.O of the case.
5. At this juncture, learned counsel for the petitioner prays for interim protection from arrest.
6. Having regard to the facts and circumstances of the case; the nature of the offences and the severity of punishment prescribed in the event of conviction; the vague nature of the allegations; the submissions advanced on behalf of the petitioner and; the petitioner's clean antecedent, ***interim protection from arrest is granted to the petitioner in connection with Phulwarisharif P.S. Case No.1684 of 2025 till the next date.*** The petitioner, however, is directed to cooperate with the Investigating Officer and to make himself available as and when required by the police.
7. Re-notify this case on 07.02.2026.

(Dictated)

Sd/-

(Rupesh Deo)
Sessions Judge, Patna