

IN THE COURT OF DISTRICT AND ADDITIONAL SESSIONS JUDGE-I PURNEA

Bail Petition No. 527/2026

U/s 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023

(Arising out of Amour P.S. Case No. 469/2025)

IN THE MATTER OF:-

Md. Naushad, aged about 19 years, S/o Md. Nayeem

R/o village- Majhua Hat, P.S.- Amour & District- Purnea Accused Petitioner

Vs.

State of Bihar Opposite Party

18.06.2026

The bail application has been filed on behalf of the accused petitioner namely Md. Naushad who is in custody since 04.05.2026 in connection with Amour P.S Case No. 469/2025 registered for the offences punishable u/s. 137(2), 64/3(5) of BNS.

2. The case diary is available with the bail case record. The petitioner in para 2 of the bail application has given a certificate with respect to non-filing of any regular bail application before this Court or before the Hon'ble High Court, Patna except filing of ABP No. 1996/2025 before this Court and filing of Cr. Misc No. 12348/2026 before the Hon'ble High Court, Patna which were rejected.
3. Heard the learned counsel Sri Anil Kr. Pandey appearing on behalf of the petitioner and the **victim** through Sri Rahul Raja, the learned APP appearing on behalf of the opposite party.
4. The learned counsel appearing on behalf of the petitioner submits that the petitioner is innocent and has committed no offence of rape upon the victim as alleged against him and the petitioner has no relation with the rape incident and has got clean past and has been a student and the FIR has been lodged with inordinate delay against the petitioner only for making pressure as the petitioner's family members have refused to perform her nikah with the petitioner and he has been languishing in jail custody since 04.05.2026. On these grounds, it has been prayed for grant of the regular bail to the petitioner.

On the other hand, learned A.P.P. appearing on behalf of the opposite party opposes the prayer of bail submitting that this is a case of forced rape upon the victim by the petitioner.

5. The prosecution case, in short, is that the informant (the victim's mother namely Bibi Samsi) has got an FIR lodged on 01.11.2025 alleging therein that on 16.10.2025, her daughter went outside the house for buying household articles and at that time, the petitioner along with co-accused Md. Danish forced her daughter on to their motorcycle and thereafter, her daughter made hue and cry and the local persons gathered at the crime spot and they said to the informant for her daughter's kidnapping by the petitioner and thereafter, she went to the house of the petitioner where his father told her that her daughter will return to her house after 3-4 days and on 22.10.2025 at about 09:00 PM, her daughter returned to her house and narrated to the informant that the petitioner committed rape upon

her forcibly for about six days on daily basis having confined her in a room and hence the FIR.

6. Perused the bail application along with the LCR with the photocopy of the case diary (para 1-165) which appears that the para 4 of the case diary describes the place of the occurrence and the para 5-8 of the case diary reflects the statement of the witnesses corroborating the factum of the kidnapping along with the rape upon the victim by the petitioner and the statement of the victim recorded u/s. 180 and the statement of the victim recorded u/s. 183 of the BNSS, 2023 also specifically support about her kidnapping by the petitioner with the help of the co-accused and after her kidnapping, the petitioner confined the victim up to six days and he committed the rape upon the victim on each day and thereafter on 22.10.2025, he left the victim next to her house and fled away. The allegation against the petitioner for kidnapping along with rape upon the victim is direct and the investigation is going on.
7. Considering the nature and gravity of the offence, this court is not inclined to enlarge the petitioner on bail. Accordingly, the prayer of bail made on behalf of the accused petitioner Md. Naushad stands ***rejected.***

Dictated

sd/-

(Narendra Kumar)

Addl. Sessions Judge-I

Memo No. Dated 19.06.2026

Copy of order along with LCR is forwarded to the Court of Sri Akshay Narang, learned J.M. 1st Class, Purnea in connection with Amour P.S. Case No. 469/2025 for information and needful.

(Narendra Kumar)

Addl. Sessions Judge-I

Date of Order	18.06.2026
Date of Reserving Order	
Uploading Date	19.06.2026
Uploaded by	Amit Adarsh, Stenographer