

In the Court of Mirtunjai Singh 1st Addl. Sessions Judge, Saran at Chapra.
BP no. 453/2026 (Muzaffarpur Rail P.S. case no. 08/2026)
Md. Ashraf versus State of Bihar.
O R D E R

2.4.2026

Heard learned counsel for the petitioner as well as learned Addl. P.P. for the State on bail petition of petitioner namely Md. Ashraf who is in custody sine 15.1.2026 in the above referred case registered u/s 143(V) of BNS and 79 of J.J. Act, 2015 and 3/14 of Child Adolescent Labour (Prohibition & Regulation) Act, 1986.

FIR of this case has been registered on the basis of typed application of informant namely Pujan Kumar, and on 14.1.2026 informant along with other officials on getting confidential information about human trafficking reached to platform and found some feared children seated on a train, on inquiry they identified the above named accused petitioner along with others who were taking the children to Ambala, Ludhiana, Jalandhar and Saharanpur for labor work. Accused petitioner and others were arrested from the spot. On search of their persons mobile phones and so many train tickets were recovered.

It is submitted on behalf of the petitioner that he is innocent and he has not committed any offence and he has been falsely implicated in this case due to suspicion, he has nothing to do with the children who were recovered from train, the legal guardians of children have not raised any objection, no any regular or anticipatory bail petition has been filed by the petitioner in any court of law, he is a person of clean antecedent and he is in custody since 15.1.2026 and he is ready to furnish sureties as required by the Court. Therefore, it is prayed that the petitioner may be enlarged on bail.

The learned Addl. P.P. opposed the prayer for bail.

Perused the record and on perusal of the same, it is found that the petitioner is named in the FIR that he is indulged in human trafficking and this petitioner and his other associates were taking the recovered children to Ambala, Ludhiana, Jalandhar and Saharanpur for labour work. Seizure list was prepared in this regard. Informant in his statement recorded at para no. 3 of case diary has supported the prosecution case. Other witnesses in their statements recorded at para no. 4,5,6,7,8,9 and 10 of case diary have fully supported the prosecution case. As per direction of the Hon'ble Patna High Court dated 9.7.2025 passed in Cr. Misc. no. 41669/2025 in human trafficking matter, by which the Court below has been directed to conclude the trial of the accused petitioner within six months from today as there is a direction of the Hon'ble Supreme Court regarding the same in the case of Pinki versus State of Punjab reported as SCC online SC 781.

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Considering the above facts and circumstances of the case, gravity of accusation and also for the reasons mentioned above, I am not incined to release the petitioner on bail, hence prayer for bail of the petitioner is hereby rejected with a direction to the learned court concerned that the trial of the accused petitioner be concluded within six months from the date of receipt of this order. With this observation, the above mentioned bail petitoin is disposed of.

(Dictated)

(Mirtunjai Singh)
1st Addl. Sessions Judge, Saran.