

JHSD010007122026



IN THE COURT OF ADDITIONAL SESSIONS JUDGE-1, SIMDEGA.

P R E S E N T : Naranjan Singh,
Addl.Sessions Judge-I,
Simdega.
(JO Code-JH02109)

Anticipatory Bail Petition No. 87/2026
(Arising out of Kersai P.S. Case No. 16/2026)

1. Rinku Yadav, aged about 32 years,
S/o Madan Yadav,
R/o Village- Kersai, ,
P.S. Kersai, District- Simdega.
(Jharkhand)

..... **Petitioner**

Versus

The State of Jharkhand

.....**Opposite party**

Learned counsel for the Petitioner:- Mr. Basant Kumar and Mr. Bipin Tete,
(Advocates)

Learned counsel for the State :- Miss Nishi Kachhap, L'd Addl.P.P.

ORDER

DATED: 06.08.2026

(A) CASE DETAILS			
FIR Number & Date	Police Station, District and State	Sections invoked	Maximum Punishment
16/2026 dt. 14.07.26	Kersai P.S., District - Simdega	U/s 69 of BNS,2023	Imprisonment of either description for a term extending up to ten years, and a fine.
		U/s 89 of BNS,2023	It prescribes punishments of life imprisonment or up to ten years imprisonment, along with a fine,
(B) CUSTODY & PROCEDURAL COMPLIANCE			
Date of Arrest		Total period of custody undergone	

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Dated 06.08.26

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N.A.	-----
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(C) STATUS OF TRIAL			
State of Proceedings (Investigation/ charge-sheet/ cognizance/ Framing of charges/ Trial)	Total number of witnesses cited in the charge sheet	Number of Prosecution witnesses examined	
Investigation is pending			
(D) CRIMINAL ANTECEDENTS			
FIR No. & Police Station	Sections	Status (Pending/Acquitted/ Convicted)	
As per case diary, there is criminal antecedent.			
(E) PREVIOUS BAIL APPLICATIONS			
Court	Case Number	Outcome of the case	
N.A.	-----	----	
(F) COERCIVE PROCESSES			
Whether any Non-Bailable Warrant was issued	Whether declared a proclaimed offender		
NA	-----		
(G) STATUS OF BAIL OF CO-ACCUSED PERSONS			
Bail Petition Number	Name of co-accused	Whether allowed or rejected	Name of the Court
NA	-----	-----	-----

An anticipatory bail petition has been filed on behalf of the petitioner namely **Rinku Yadav** who is apprehending his arrest in connection with Kersai P.S. Case No. 16/2026, U/s 69 and 89 of BNS, 2023. The copy of the anticipatory bail petition has been served to the learned Addl.P.P. for the State.

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[1] Prosecution/ Complainant Case:-

The prosecution case in brief is as under:-
Informant/prosecutrix of this case alleged in the FIR that in the month of March 2022, she has been talking with the petitioner Rinku Yadav, son of Madan Yadav, Dham Kersai, District Simdega. On 20.03.2022, he lured her and made physical relations with her in his newly constructed house at Kersai. In the year 2023, she became 03 months pregnant, then he forced her for abortion. In the year 2024, she again became 03 months pregnant and he forced her to abort it by giving medicine. She further stated that petitioner Rinku Yadav kept continue physical relations with her for 4 years on false promises of marriage. She again became pregnant in the month of February, 2026. In April 2025, he again gave her medicine which caused her miscarriage. On the false promise of marriage, he regularly make physical relations with her again and again and has also caused her miscarriage 3 times and now he has also married another girl without informing her. On the basis of written application of the informant/prosecutrix, the FIR was got registered against the petitioner and investigation started.

[2] Submission of behalf of the Petitioner:-

The learned counsel for the petitioner has argued that prior to this petition, he has has not filed any bail petition either before this court or before any higher court of law in connection with this case. It is further submitted that petitioner is innocent, he has not committed any offence and he has been falsely implicated in this case. It is further submitted that petitioner has no criminal antecedent. It is further submitted that the petitioner will cooperate with the investigation and he will not tamper with the evidence. It has been lastly submitted that petitioner is ready to furnish local and proper bailor to the satisfaction of the court. On these grounds, the learned counsel prayed that the petitioner may be enlarged on anticipatory bail.

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[3] Submission of behalf of State of Complainant/Informant:-

The learned Additional P.P. on the other hand has opposed the prayer for bail and submitted that petitioner is named in the F.I.R. She further submitted that there is sufficient materiel available in the case diary to prove the involvement of the petitioner in the alleged offence. Allegation against the petitioner is serious in nature. The investigation of this case is still going on. Hence, petitioner does not deserve anticipatory bail at this stage.

[4] Conclusion:-

Heard both side and perused the case diary. It appears that petitioner is named accused in the FIR. The victim has supported the case of prosecution in her re-statement and statement recorded U/s 183 of BNSS,2023. The investigation is at the initial stage. The allegation against the petitioner is serious in nature. The offence is committed against a woman. The petitioner has cheated the victim and assured again and again to marry with her. The petitioner is not interested to join the investigation in this case. The investigation of the case is at the initial stage. There are prima facie material available in the case diary against the petitioner.

Section 69 provide that whoever by deceitful means or by making promise to marry to a woman without any intention of fulfilling the same, has sexual intercourse with her, such sexual intercourse not amounting to the offence of rape,shall be punished with imprisonment of either description for a term which may extend to ten years and shall also be liable to fine.

Section 89 provide that whoever caused miscarriage without woman consent is an offence punishable under the section but no complaint has been made by the victim at the time of forceful abortion.

Considering the above facts and circumstance of this case, nature of allegation and seriousness of offence committed by the accused/petitioner and the stage of the case, this court is not inclined

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to release the petitioner on anticipatory bail. Hence, anticipatory bail petition filed on behalf of the petitioner namely **Rinku Yadav** stands **rejected.**

Nothing observed herein shall be construed as an expression of opinion on the merit of the case.

Let the copy of this order be sent to the concerned court for information and needful.

(Dictated)

Sd/-
(Naranjan Singh)
Addl. Sessions Judge-1
Simdega.
(JO Code-JH02109)