

Misc Bail 137 - 2026

30-07-2026

The present bail petition is filed in connection with SPL(POCSO) Case No. 07/2026 corresponding to Gingia PS Case No.01/2026 u/s 87/127(4)/65(1)/64(2) of BNS, r/w sec. 6 of POCSO Act, r/w sec. 9 of PCM Act seeking bail for the accused Lakhan Bhuyar@Bhaya.

The case in brief is that the informant, the mother of the minor alleged victim lodged FIR on finding her minor daughter missing and subsequently knowing that her daughter has been kidnapped by the accused and confined by him and illegally had physical relation with her.

After the institution of the present bail petition, notice to the informant/victim was issued, which returned with service

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report. But the informant/victim remained absent which thereby led to the hearing of the present matter.

Accordingly, heard the Id. counsel for the accused petitioner and the Id. Special Public Prosecutor.

Ld. counsel stated that the accused has no involvement in the alleged offence and has been arrested on mere suspicion. It is stated that if the accused is allowed to go on bail he will abide by all the terms and conditions imposed.

Ld. Special Public Prosecutor on the other hand stated that the informant and alleged victim are yet to be examined in the present case and further made submission regarding the gravity of the alleged offence.

Perused the case record.

The case record shows that the evidence in the present case is yet to be started after the framing of the charge against the accused in February, 2026.

Keeping in view the nature and gravity of the alleged allegation/offence and the stage of the present trial wherein the informant victim are yet to be examined, the present bail petition is rejected at this stage.

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The prosecution shall ensure the appearance of the informant victim on the next date for their evidence. In default, the accused shall be at liberty to seek the relevant relief afresh which shall be considered accordingly.

Accordingly the present bail petition is disposed off. Let the record be tagged with the main case record of SPL(POCSO) 07/2026.

**Sessions Judge
Biswanath**