

IN THE HIGH COURT OF JHARKHAND AT RANCHI
B.A. No. 1111 of 2026

Wasim Alam @ Wasm, Son of Md. Salim **Petitioner**
Versus
The State of Jharkhand **Opp. Party**

CORAM :HON'BLE MRS. JUSTICE ANUBHA RAWAT CHOUDHARY

For the Petitioner : Mr. Kripa Shankar Nanda, Advocate
For the Opp. Party : Mr. Rajneesh Vardhan, A.P.P.

04/06.05.2026

Heard the learned counsel appearing on behalf of the parties.

2. Learned counsel for the petitioner submits that the petitioner is in custody since 03.11.2025 in connection with Namkum P.S. Case No. 291 of 2025, for the offences registered under Sections 126(2), 115(2), 109, 76, 352, 351(2) (3) of the B.N.S. 2023, pending in the court of learned Judicial Magistrate 1st Class at Ranchi.

3. Learned counsel for the petitioner submits that as per the allegation the petitioner had tried to molest the victim. However, he has submitted that the statement of the victim recorded under Section 183 of the BNSS has been called for which is already on record. The learned counsel has submitted that though the victim has suffered certain injuries which are simple in nature but she has herself stated in her statement under Section 183 of the BNSS that the petitioner threatened the victim to commit rape but he could not do so upon being opposed by the victim.

4. The learned counsel for the petitioner has submitted that though there were two cases registered against the petitioner under Sections 414 and 379 of IPC but the petitioner has been acquitted in both the cases and certainly the cases are not of such nature as is involved in the present case. The learned counsel submits that the charge sheet has already been submitted.

5. Learned counsel for the opposite party-State has opposed the prayer and has submitted that the victim has supported the prosecution case so far as attempt to commit rape is concerned, though fortunately the petitioner could not commit rape upon her as per the statement recorded under Section 183 of the BNSS. It is not in dispute that the injury suffered by the victim is simple in nature.

6. After hearing the learned counsel for the parties and considering the statement of the victim recorded under Section 183 of the BNSS, the period of custody of the petitioner and charge sheet having been submitted, the petitioner above named is directed to be enlarged on bail on his furnishing bail bond of Rs. 25,000/- (Rs. Twenty five thousand) with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate 1st Class at Ranchi, in connection with Namkum P.S. Case No. 291 of 2025, on the following conditions:

- (i) One of the bailors would be the present *pairvikar* of the petitioner.
- (ii) The other bailor should be his close relative.
- (iii) The petitioner shall not disturb the victim in any manner.
- (iv) The petitioner will attend the court on each and every date and on account of his single default, the learned court shall cancel the bail bond furnished by the petitioner.
- (v) The petitioner will deposit a self-attested copy of his Aadhar Card along with his mobile number before the learned court which he will not change during the pendency of the case without prior permission of the court.
- (vi) The petitioner shall fully co-operate with the proceedings before the learned court below.

7. Let this order along with a copy of the affidavit filed with the bail petition be communicated to the court concerned through FAX/e-mail.

8. The instant bail application is allowed with the aforesaid conditions.

(Anubha Rawat Choudhary, J.)

Dated: 06.05.2026

Uploaded on 07.05.2026

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