

Versus

The State of Jharkhand. **Opp. Party**

CORAM :HON'BLE MRS. JUSTICE ANUBHA RAWAT CHOUDHARY

For the Petitioner : Mr. Abhishek Kr. Dubey, Advocate
For the State : Mr. Sudhir Kr. Mahto, APP

03/ 17.04.2026 Heard the learned counsel appearing on behalf of the parties.

2. Learned counsel for the petitioner submits that the petitioner is in custody since 07.11.2025 in connection with Nimdih P.S. Case No.63 of 2025 (G.R. Case No.522 of 2025) for the offences registered under Sections 137(2), 96, 3(5) of the B.N.S. 2023, pending in the court of learned ACJM, Chandil.

3. Learned counsel for the petitioner submits that though the victim-girl is said to be a minor aged 16 years, but during medical examination, her age was assessed to be 17 to 18 years, whereas the age of the petitioner is of 18 years.

4. He further submits that the statement of the victim-girl has been recorded under Section 183 BNSS, 2023, but she has not made any allegation of sexual assault rather she has said that she knew the petitioner. He had told her that he will marry her, but did not marry. Petitioner is in custody since 07.11.2025 and the charge has already been framed.

5. Learned counsel for the opposite party-State has opposed the prayer and has submitted that as per certificate, her date of birth is dated 10.07.2009.

6. After hearing the learned counsel for the parties and considering the age of the petitioner and the statement of the victim-girl recorded under Section 183 BNSS, 2023, 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 ACJM, Chandil, in connection with Nimdih P.S.

Case No.63 of 2025 (G.R. Case No.522 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 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.
- (iv) 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.
- (v) 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: 17.04.2026

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