

IN THE HIGH COURT OF JHARKHAND AT RANCHI
A.B.A. No. 1516 of 2026

Md. Danish, son of Md. Riyashat, resident of Village Bind Mohalla,
Shahadat Chowk, P.O. & P.S. Sadar, District Chatra

.... Petitioner

Versus

The State of Jharkhand

.... Opposite Party

CORAM : HON'BLE MR. JUSTICE SANJAY KUMAR DWIVEDI

For the Petitioner : Mr. Binod Kumar Dubey, Advocate
For the State : Ms. Kumari Rashmi, A.P.P.

02/10.04.2026 Heard learned counsel for the petitioner and learned A.P.P for the State.

2. The petitioner is apprehending his arrest in connection with Chatra Sadar P.S. Case No. 406 of 2025, registered for the offence under Sections 329(4), 126(2), 74, 351(2), 3(5) of Bhartiya Nyaya Sanhita, 2023, Section 8 of POCSO Act pending in the Court of learned District & Additional Sessions Judge-cum-Special Judge, POCSO, Chatra.
3. Learned counsel appearing for the petitioner submits that although the case has also been registered under the POCSO Act however, the charge is not against him and to buttress the argument, he refers to the FIR and submits that only allegation against the petitioner is of assault. He further submits that now a good sense has prevailed between the parties and the compromise has taken place in the light of Annexure 2 of the petition.
4. Learned A.P.P. appearing for the State has opposed the prayer and submits that case arises out of POCSO Act also.
5. Considering that in the FIR the allegation under POCSO Act is not against the petitioner and only allegation against the petitioner is made of assault and Annexure-2 further suggests that the matter has been compromised, in that view of the matter, the petitioner, named above, is directed to surrender before the learned Court within two weeks from today and the learned Court shall release the petitioner on such terms and conditions or the sureties as the learned Court may deem fit and proper.

(Sanjay Kumar Dwivedi, J.)