

IN THE HIGHCOURT OF JHARKHAND AT RANCHI
Criminal Appeal (DB) No.1139 of 2025

Rabban Sk, aged about 22 years, Son of Nur Islam, Resident of Village-
Anjana, P.O. Pakur, P.S.- Pakur (M), District- Pakur. ... **Appellant**

Versus

The State of Jharkhand ... Respondent

**CORAM: HON'BLE MR. JUSTICE RONGON MUKHOPADHYAY
HON'BLE MR. JUSTICE GAUTAM KUMAR CHOUDHARY**

For the Appellant : Mr. Gautam Kumar, Advocate
For the State : Mr. Abhay Kr. Tiwari, A.P.P.

Order No.04/ Dated: 25th November, 2025

I.A. No. 12733 of 2025

Heard Mr. Gautam Kumar, learned counsel appearing for the appellant and learned A.P.P.

2. This interlocutory application has been preferred by the appellant for grant of bail to him during the pendency of this appeal.

3. The appellant has been convicted for the offences punishable u/s- 376 of the I.P.C. and u/s- 4 and 8 of the POCSO Act and has been sentenced to undergo R.I. for life which shall mean imprisonment for the remainder of his natural life along with a fine of Rs. 50,000/- for the offence u/s- 4(2) of the POCSO Act.

4. It has been alleged that the appellant on the false pretext of marriage had established physical relationship with the informant, but subsequently had refused to solemnize the marriage as a result of which the informant was got married off to one Sarikul Sk. Subsequently, the appellant had disturbed the marriage as a result of which her husband had divorced her. However, the appellant did not subsequently solemnize marriage with the informant.

5. Submission has been advanced by the learned counsel for the appellant by referring to the evidence of the informant who has been examined as P.W.-6 that admittedly, there was a love-affair between the informant and the appellant and in fact the case was instituted after the informant got divorced from her husband. It has also been stated that there has been an inordinate delay of four months in instituting the First Information Report and in fact, though it has been alleged that the informant was subjected to rape prior to the marriage also, but no complaint was made

anywhere by the informant regarding such incident.

6. Learned A.P.P. has opposed the prayer for bail of the appellant and has referred to the medical report while submitting that the age of the victim-informant has been assessed to be 15-16 years.

7. On consideration of the evidence of the victim who has been examined as P.W.-6 which reveals about an affair between the victim-informant and the appellant and the entire episode as depicted by her, seems to speak about the said affair apart from the unexplainable delay in institution of the First Information Report, we are inclined to admit the appellant on bail.

8. Accordingly, during the pendency of this appeal, the appellant is directed to be released on bail on furnishing bail bond of Rs. 10,000/- (Rs. Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Special Judge, POCSO, Pakur in Special POCSO Case No. 05 of 2023 arising out of Pakur Muffasil P.S. Case No. 268 of 2022.

9. I.A. No. 12733 of 2025 stands disposed of.

(Rongon Mukhopadhyay, J.)

(Gautam Kumar Choudhary, J.)

Dated: 25th November, 2025

Vedanti/-