

IN THE HIGH COURT OF JHARKHAND AT RANCHI**B.A. No. 11991 of 2025**

Bappa Mallick, aged about 19 years, son of Nishu Mallick, resident of Village Magurdih, P.O. Nirsha, P.S. Nirsha, District Dhanbad (Jharkhand) **Petitioner**

Versus

The State of Jharkhand **Opposite Party**

CORAM :HON'BLE MRS. JUSTICE ANUBHA RAWAT CHOUDHARY

For the Petitioner : Mr. Jitendra Shanker Singh, Advocate

For the Opp. Party : Mr. Nawin Kumar Singh, Advocate

04/26.03.2026

Heard the learned counsel appearing on behalf of the parties.

2. Learned counsel for the petitioner submits that the petitioner is in custody since 14.10.2025 in connection with Bindapathar P.S. Case No.71/2025, corresponding to Special POCSO Case No.54/2025, registered under Section 96, 137 (2) of B.N.S, 2023 and section 8 of POCSO Act and after submitting chargesheet cognizance has been taken under Sections 96, 137 (2) of B.N.S. and Section 8 and 12 of POCSO Act, now pending in the court of learned Special Judge, POCSO Act, Jamtara.

3. The learned counsel for the petitioner submits that the petitioner aged 19 years is in custody since 14.10.2025. The perusal of the statement of the victim recorded under Section 183 BNSS reveals that she was somehow annoyed with the parents and voluntarily left with the petitioner. She also refused her medical examination.

4. The learned counsel for the State has opposed the prayer and submitted that the victim on the date of occurrence was 14 years 3 months and 27 days.

5. After hearing the learned counsel for the parties and considering the statement recorded under Section 183 BNSS and the fact that the petitioner himself is a student aged 19 years and is in custody since 14.10.2025, the petitioner is directed to be released on bail on furnishing bail bond of Rs. 25,000/- (Rupees twenty-five thousand) with two sureties of the like amount each to the satisfaction of the learned Special Judge, POCSO Act, Jamtara in connection with

Bindapathar P.S. Case No.71/2025, corresponding to Special POCSO Case No.54/2025, 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 even 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 trial court.
6. The instant application is allowed with the aforesaid conditions.
7. Let a copy of this order be communicated to the learned court concerned through “FAX/email”.

(Anubha Rawat Choudhary, J.)

Date of Order: 26.03.2026

Saurav

Date of Uploading: 28.03.2026