

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.23515 of 2025

Arising Out of PS. Case No.-825 Year-2021 Thana- BUXAR COMPLAINT CASE District-
Buxar

Kapilmuni Chaudhary S/o Hari Kishun Chaudhary R/o Vill- Mallah Chakiya,
P.S.- Buxar (Muffasil), Dist- Buxar

... .. Petitioner/s

Versus

1. The State of Bihar
2. Puja Kumari W/o Kapilmuni Chaudhary, D/o Bharat Chaudhary R/o Vill-Akhoripur Gola Chausa, P.S.- Buxar (Muffasil), Dist- Buxar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Arun Kumar Gupta
For the State : Ms.Renuka Ratnakar (APP-125)

CORAM: HONOURABLE MR. JUSTICE NAWNEET KUMAR PANDEY

ORAL ORDER

4 25-09-2025 Heard the learned counsel for the parties.

2. The petitioner apprehends his arrest for the offences alleged under Section 498(A) of the IPC registered in connection with Complaint Case No. 825(C) of 2021.

3. The marriage of the complainant was solemnized with the petitioner on 12.02.2015. She went to her matrimonial home, where the accused persons tortured her for non-fulfilment of demand of dowry.

4. The learned counsel for the petitioner has submitted that the petitioner is innocent and has falsely been implicated. Although the orders were passed in favour of opposite party no.2, granting her maintenance, but the petitioner



was not aware of those orders since the proceedings were conducted behind his back.

5. On the other hand, the learned counsel for the complainant has submitted that the petitioner knowingly and intentionally evaded the orders of the court, whereby maintenance was granted to the complainant and her daughter who were reeling under constant financial hardship. It is also submitted that the processes under Sections 82 and 83 of the CrPC have already been issued.

6. In the facts and circumstances of the case and also keeping in view the processes under Sections 82 and 83 of the CrPC being already issued, this anticipatory bail petition is dismissed, in the light of the decision in the case of *Prem Shankar Prasad Vs. The State of Bihar and Another* (2021 SCC online SC 955).

(Nawneet Kumar Pandey, J)

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