

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.1564 of 2026

Arising Out of PS. Case No.-95 Year-2024 Thana- MAHILA PS District- Darbhanga

Sanjit Kumar Sharma @ Sanjit Kumar @ Sanjeet Kumar Sharma Son of
Suresh Sharma R/O Village - Mahuar, P.S.- Ghanshyampur, District -
Darbhanga.

... .. Petitioner/s

Versus

1. The State of Bihar
2. Sapna Kumari Daughter of Sanjay Kumar Thakur At Present Village - Beka,
P.S.- Sakatpur, District - Darbhanga.

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Hemant Kumar, Adv.
For the Opposite Party/s	:	Mr. Ugranath Mallik, Adv.
		Mr. Vishal Kumar, Adv.
For the State	:	Mr. Arun Kumar, APP

CORAM: HONOURABLE MR. JUSTICE RAJIV ROY
ORAL ORDER

5 28-07-2026 Heard the parties.

2. The petitioner apprehends his arrest in connection with Mahila P.S. Case No. 95 of 2024 for the offence registered under sections 85, 82(1), 115(2), 126(2), 303(2), 352, 351(2), 3(5) of the BNS and $\frac{3}{4}$ of Dowry Prohibition Act.

3. The allegation is that the marriage took place with the petitioner in the year 2023 but she was always tortured for dowry and ultimately, it was found that in the year 2024, he married again. This led to the FIR.

4. The matter was earlier sent to the Mediation Centre but as per the report dated 22.06.2026, it failed.

5. Learned counsel for the petitioner on instruction,



submits that though the mediation failed, she being the legally wedded wife, till any order comes and/or they come to an amicable settlement, he on his own would like to contribute Rs. 6,000/- per month payable every 10th of the month to the lady. Failure to do so and if relief granted, steps be taken for cancellation of the bail bond.

6. Learned counsel representing the informant though opposes the prayer, submits that till a maintenance case is filed, as he is ready to financially assist, reserving her right to take the case to its logical conclusion, she refrains from opposing the anticipatory bail application.

7. Taking into account the submissions of the parties as also that the petitioner do not have criminal antecedent, an undertaking has been given that Rs. 6,000/- per month shall be paid by 10th of every month to the lady, this Court is inclined to grant him the anticipatory bail with conditions.

8. If the lady files a maintenance case before any appropriate Family Court within a period of six months, any order passed by the said Court will prevail upon the present order of the payment that is being made in favour of the opposite party no. 2.

9. Let the petitioner in the event of arrest or surrender within a period of four weeks from the date of receipt of the order, shall be released on anticipatory bail on furnishing bail of Rs.



10,000/- (ten thousand) each with two sureties of the like amount each to the satisfaction of the learned S.D.J.M., Darbhanga in connection with Mahila P.S. Case No. 95 of 2024 subject to condition as laid down under Section 438(2) of the Cr.P.C.

(i) one of the bailor should be the family members/relatives of the petitioner, who shall provide official document (Aadhar Card, PAN Card, Driving License, Voter ID) to show his *bona fide*;

(ii) the petitioner shall appear on each and every date before the Trial court and failure to do so for two consecutive dates without plausible reason will entail cancellation of his bail bond by the Trial court itself;

(iii) the petitioner shall in no way try to induce or promise or threat the witnesses or tamper with the evidences, failing which the State shall be at liberty to take steps for cancellation of the bail bonds;

(iv) the petitioner shall desist from committing any criminal offence again failing which the State shall be at liberty to take steps for cancellation of the bail bonds.

(Rajiv Roy, J)

Vijay Singh/-

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