

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.4220 of 2026

Arising Out of PS. Case No.-1814 Year-2024 Thana- WEST CHAMPARAN COMPLAINT
District- West Champaran

=====

Rakesh Kumar @ Rakesh Prasad S/o Dinesh Sah Resident of Vill- Dumra,
P.O.- Jaitiya, P.S.- Chanpatiya, Dist- West Champaran

... .. Petitioner/s

Versus

1. The State of Bihar
 2. Seema Kumari W/o Rakesh Kumar @ Rakesh Prasad, D/o Late Dhruv Sah
R/o vill - Piparahiya, P.s.- Nawalpur, Distt.- West Champaran
- Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Sanjeev Kumar, Advocate
For the Opposite Party/s : Mr. Rajiv Nayan, A.P.P.

=====

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 06-04-2026 Despite valid service of notice, none appears on
behalf of the opposite party no. 2.

2. Heard learned counsel for the petitioner and the
State.

3. The petitioner apprehends arrest in a case registered
for the offence punishable under Section 115(2)/85 of the
Bharatiya Nyaya Sanhita.

4. As per complaint case, all the named accused
persons including this petitioner tortured and harassed the
complainant due to non-fulfillment of demand of dowry.

5. It is submitted on behalf of petitioner that petitioner
happens to be husband of the complainant and present case has
been lodged due to petty family dispute. There is general and



omnibus allegation of commission of assault against him. It is further submitted that petitioner is ready to keep the complainant, as his wife, with full honour and dignity. It is next submitted that the case is triable by the Magistrate. In this connection, petitioner has relied upon a judgment of this Court in the case of *Md. Naimul Haque Ansari @ Naimul Haque Ansari & Ors. Vs. The State of Bihar*, reported in **2006(3) PLJR 182**.

6. Learned A.P.P. for the State has opposed the prayer for anticipatory bail of petitioner.

7. Considering the aforesaid facts and circumstances, this anticipatory bail is allowed and it is ordered that let the above named petitioner, in the event of his arrest/surrender within a period of eight weeks from today, be enlarged on bail on furnishing bail-bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate, 1st Class, Bettiah, West Champaran in connection with Complaint Case No. 1814 of 2024, subject to condition as laid down under Section 482(2) of the BNSS.

(Prabhat Kumar Singh, J)

Navya/-

U		T	
---	--	---	--

