

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.10311 of 2025

Arising Out of PS. Case No.-1307 Year-2022 Thana- SAMASTIPUR COMPLAINT CASE
District- Samastipur

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Ramashish Kumar @ Ramashish Yadav Son of Late Mangal Yadav Resident
of Village- Bairpura Ward no 15 PS -Chhaurahi District -Begusarai

... .. Petitioner/s

Versus

1. The State of Bihar
2. Sudha Kumari Wife of Ramashish Kumar Resident of Village- Bairpura
Ward no 15 PS -Chhaurahi District -Begusarai At present Daughter of Dhruv
naryan Yadav, village- Muraul, Ward no. 8, ps- Bithan, Dist- Samastipur

... .. Opposite Party/s

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Appearance :

For the Petitioner/s	:	Mr.Bijay Bhushan Prasad
For the Opposite Party/s	:	Mr.Anish Chandra

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CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

6 11-02-2026 1. Heard the parties.

2. The petitioner apprehends his arrest in connection with
Complaint Case No. 1307 of 2022 dated 08.08.2022 registered
for the offence punishable under Sections 323, 341, 354, 504,
506, 498(A) of the I.P.C.

3. The prosecution case in short is that the marriage of the
complainant was solemnized with the petitioner according to
Hindu rites and rituals in the year 2016. It is alleged that since
the day of marriage the husband of the complainant started
demanding Rs. 2 Lacs in the form of dowry and due to non
fulfillment of the demand all the accused persons including the
husband abused and assaulted the complainant and thereafter



she was ousted from her matrimonial home.

4. Mr. Bijay Bhushan Prasad, learned counsel for the petitioner submits that petitioner is innocent and has falsely been implicated in this case. He further submits that petitioner is a daily wage labourer having meager income and is working in Bangalore for his livelihood whereas the complainant wants to live a luxurious life. He further submits that the complainant is a stubborn lady who in order to evade her responsibility towards old in-laws started to put pressure upon the petitioner for separation and on this issue left her matrimonial home and started living in her paternal house. He also submits that neither any dowry demand has been made from the complainant by the petitioner or any of his family members nor the complainant has been subjected to any type of assault or torture at any point of time. He next submits that the complainant has solemnized marriage with another person.

5. On the other hand, learned counsel for the complainant / Opposite Party No. 2 submits that petitioner has also performed second marriage, which the petitioner has accepted, and he is living with his second wife.

6. Considering the fact that dispute relates to marriage discord between the parties as well as the fact that both the



parties have solemnized another marriage, accordingly, I am inclined to grant privilege of anticipatory bail to the petitioner.

7. Let the petitioner, above named, in the event of his arrest / surrender before the learned court below within a period of six weeks from today be released on anticipatory bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Additional Chief Judicial Magistrate-II, Samastipur in connection with Complaint Case No. 1307 of 2022 subject to the condition as laid down under Section 482(2) of the B.N.S.S.

(Anil Kumar Sinha, J)

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