

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.13739 of 2026

Arising Out of PS. Case No.-235 Year-2025 Thana- SRIPUR District- Gopalganj

Ashraf Ansari @ Asraf Ansari @ Asraf S/o Md. Hajrat Ansari @ Hajrat Ansari @ Hazarat Ansari R/o Village - Bhanpur, P.S - Sripur (Shripur), District - Gopalganj

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Lokesh Kumar Singh, Advocate
For the Opposite Party/s : Dr. Kumar Uday Pratap, A.P.P.

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

- 2 23-03-2026 Heard learned counsel for the petitioner and the State.
2. Petitioner apprehends arrest in Sripur (Shripur) P. S. Case No. 235 of 2025 registered for the offence punishable under Section 69 of the Bharatiya Nyaya Sanhita.
3. As per prosecution case, informant was married to one Md. Lallan and had two children out of the wedlock. It is alleged that husband of the informant used to beat her after consuming liquor. In the year 2022, informant came in contact with this petitioner and fell in love with him and thereafter, fled to Kerala with him. When informant got pregnant and asked this petitioner to marry her, he refused to do so. Informant alleges that this petitioner sexually exploited her on the pretext of marriage and when she became pregnant, he refused to marry.
4. Learned counsel for the petitioner submits that



informant was major, married and mother of two children when the relationship developed between the parties and was fully aware of the consequences of such relationship which continued for more than three years. He further submits that acts of repeated intimacy and sexual relationship was consensual in nature and was not established under any false promise, threat or coercion and such, the same cannot be said to be induced or involuntary. As a matter of fact, it is a case of prolonged love affair between two consenting adults which has been given a colour of forcible sexual intercourse with oblique purpose and motive. Petitioner claims clean antecedent.

5. Learned A.P.P. for the State vehemently opposed the bail application and submitted that victim in her statement, recorded under Section 183 BNSS, has supported the prosecution case and stated that she went to Kerala with him and when she became pregnant, petitioner refused to marry her.

6. In view of the gravity of the offence and statement of the victim recorded under Section 183 BNSS, prayer for anticipatory bail of the petitioner is refused.

(Prabhat Kumar Singh, J)

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