

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.30074 of 2026

Arising Out of PS. Case No.-156 Year-2024 Thana- FALKA District- Katihar

=====

Kundan Das @ Kundan Kumar, S/o Gurudev Ravidas @ Sundar Das, R/o -
Pothia, P.S - Pothia, District – Katihar.

... .. Petitioner

Versus

1. The State of Bihar
2. Anuradha Devi, D/o Subodh Mandal, R/o - Haseli, P.S - Falka, District –
Katihar.

... .. Opposite Parties

=====

Appearance :

For the Petitioner	:	Mr. Arun Kumar Mandal, Advocate
For the State	:	Mr. Ashok Kumar Singh, APP

=====

CORAM: HONOURABLE MR. JUSTICE JITENDRA KUMAR
ORAL ORDER

2 06-05-2026 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail, apprehending his arrest,
in connection with Falka P.S. Case No.156 of 2024, dated-
01.09.2024, registered for the offences punishable under
Sections 126(2), 115(2), 85, 351(2), 3(5) of the B.N.S. and
Section 3 / 4 of the D.P. Act.

3. As per allegation, the Informant, lady has
solemnized marriage with the Petitioner on account of love
affair but she was kept well for four months and thereafter, she
has been subjected to torture on account of non-fulfillment of
illegal demand of dowry.



4. Learned counsel for the petitioner submits that the Petitioner is innocent and has falsely been implicated in this case. He further submits that as a matter of fact, the Informant, lady is not the legally wedded wife of the Petitioner because she was already married to one Awadhesh Kumar and she has not got divorce from him, and hence, without getting divorce from the Petitioner she cannot enter into any second marriage, as per the Hindu Marriage Act. He also submits that the allegation against the Petitioner is general and omnibus in nature and there is no specific allegation against him. As a matter of fact, she wants to claim the status of wife and she has filed this false criminal case against him.

5. It is also stated in paragraph no. 2 of the bail petition that the petitioner has not moved this Court earlier either for anticipatory bail or regular one in the instant case.

6. It has further been stated in paragraph no.3 of the bail petition that the petitioner has no criminal antecedents.

7. However, learned APP for the State vehemently opposes the prayer of the Petitioner for bail.

8. Considering the aforesaid facts and circumstances, **this petition is allowed**, directing the petitioner, above-named, to be enlarged on bail, in the event of his arrest or surrender



before the court below within a period of eight weeks from the date of receipt / production of a copy of this order, on his furnishing bail bonds in the sum of Rs. 10,000 /- (Ten Thousand) with two sureties of the like amount each to the satisfaction of learned concerned Court below, in connection with Falka P.S. Case No.156 of 2024, subject to the conditions as laid down under Section 482 (2) of the B.N.S.S., 2023 and on the following conditions:

(i) In case, it is brought to the notice of the court below that the petitioner has any criminal antecedents, learned court below shall cancel the bail bonds of the petitioner after hearing him and getting satisfied that the petitioner has concealed his criminal antecedents despite his knowledge of the same.

(ii) In case, it is brought to the notice of the court below that statement regarding previous bail petition is wrong, learned court below shall cancel the bail bonds of the petitioner.

(Jitendra Kumar, J.)

Chandan/-

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

