

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.39528 of 2026

Arising Out of PS. Case No.-97 Year-2025 Thana- PANJWARA District- Banka

Bibi Amrin W/O Intsar Alam R/O Village- Choti Mohani, P.S.- Panjwara,
District- Banka

... .. Petitioner/s

Versus

1. The State of Bihar Patna
2. Md. Intsar Alam @ Intsar S/O Md Narul R/O Village- Choti Mohani, P.S.-
Panjwara, District- Banka

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Md Shahbaz Yusuf, Advocate
For the Opposite Party/s : Mr.Parmanand Prasad, APP

CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

2 14-07-2026 Heard the learned counsel for the petitioner and the
learned counsel for the State.

2. The present application has been filed seeking
cancellation of the anticipatory bail granted to Opposite Party
no. 2 vide order dated 18.02.2026 passed in A.B.P. No. 1292 of
2025 arising out of Panjwara P.S. Case No. 97 of 2025,
registered under Sections 126(2), 115(2), 85, 351(2) and 3(5) of
the B.N.S. and Sections 3/ 4 of the Dowry Prohibition Act.

3. Learned counsel for the petitioner submits that the
anticipatory bail granted to the O.P. no. 2 is illegal as it is passed
without considering the fact that triple talaq was pronounced by
O.P. No. 2 is illegal.



4. From perusal of the records, it appears that there was no representation on behalf of the petitioner of the aforesaid ground at the time of consideration of bail.

5. In view of the aforesaid submission, this application stands dismissed with liberty to the petitioner to approach the concerned learned District and Additional Sessions Judge, who had granted anticipatory bail to O.P. No. 2, by filing an appropriate application on the aforesaid ground.

6. Accordingly, the present application is dismissed with the aforesaid liberty.

7. If such an application is filed, the same shall be considered and decided by the concerned learned District and Additional Sessions Judge, in accordance with law, within a period of one month from the date of its filing, after affording an opportunity of hearing to all concerned parties. In the event of non-cooperation by any party, the learned District and Additional Sessions Judge shall be at liberty to proceed *ex parte* in accordance with law.

(Sandeep Kumar, J)

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