

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.45281 of 2026

Arising Out of PS. Case No.-36 Year-2026 Thana- SANDESH District- Bhojpur

Anurag Kumar S/O Upendra Singh R/O Village/ Mohalla/ Ward- Jogta, P.O-
Chandi, P.S- Chandi, Distt.- Bhojpur, Bihar Petitioner/s

Versus

The State of Bihar Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Surya Narayan Kumar

For the Opposite Party/s : Mr.Upendra Kumar

CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA

ORAL ORDER

2 22-07-2026

Heard the parties.

2. The petitioner is named in the F.I.R. and apprehending his arrest in connection with Sandesh P.S. Case No.36/2026 registered for the offences punishable under Sections 81 and 351(2) BNS and Section ¾ of the DP Act.

3. As per FIR, petitioner alleged to establish physical relationship with informant aged about 28 years on false pretext of marriage.

4. It is submitted by learned counsel appearing on behalf of the petitioner that FIR was apparently lodged illegally for the offence punishable u/S 81 of the BNS, as no such allegation appears made out from the facial perusal of the FIR. It is submitted that FIR, itself speaks that petitioner solemnized marriage with informant on 15.11.2025 in presence of Geeta Devi, Sudha Devi, Kalawati Devi and Rinku Devi, who are none but the co-villagers of the informant. It is pointed out that as said fact was concealed by the informant from her parents and her marriage was scheduled on 18.11.2025 with someone else before which, petitioner could not take away informant from her parental home, the present false case was lodged. It is



submitted that allegation not appears even made out a case under Section 69 of the BNS, as admittedly marriage was solemnized between the parties. Petitioner claimed clean antecedent.

5. Learned APP duly assisted by learned counsel for the informant while opposing the prayer of bail submitted that the formal marriage between the parties with consent of the parents was not solemnized due to demand of dowry as raised for cash of Rs. 12 lakhs and one bullet motorcycle. However, she could not disputed that as per FIR petitioner solemnized marriage with informant on 15.11.2025 in presence of several co-villagers.

6. In view of aforesaid factual submission and by taking note of fact as informant specifically stated through her FIR that on 15.11.2025 her marriage was already solemnized with petitioner in presence of co-villagers, accordingly petitioner above-named, in the event of his arrest or surrender before the court below within a period of four weeks, is directed to be released on bail, furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Additional District Judge-7, Bhojpur/concerned Court, where the case is pending in connection with Sandesh P.S. Case No.36/2026, subject to the conditions as laid down under Section 482(2) of BNSS.

(Chandra Shekhar Jha, J)

S.Tripathi/-

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