

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.42744 of 2025

Arising Out of PS. Case No.-494 Year-2019 Thana- COMPLAINT CASE - BAGAHA
District- West Champaran

Bindhyachal Gupta @ Vinay Kumar Gupta S/o Uma Gupta R/o Village-
Tamkuhi Raj, Pasauni Bujurg, P.S. Taraiya Sujan, District- Kushinagar (U.P.)

... .. Petitioner/s

Versus

1. The State of Bihar
2. Vandana Gupta W/o Bindhyachal Gupta @ Vinay Kumar Gupta R/o Village-
Tamkuhi Raj, Pasauni Bujurg, P.S-Taraiya Sujan, District-Kushinagar (U.P)
at present village- Naraipur, ward no.-12, P.S.-Bagaha Fakauli, District-
West Champaran.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Shyamli Kumari, Adv
For the Opposite Party/s : Mr.Ramchandra Sahni, APP

CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

4 17-02-2026 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner apprehends his arrest in connection
with Complaint Case No. 494 of 2019 registered for the offence
under sections 341,323, 498A/34 of the Indian Penal Code.

3. The petitioner and other accused are accused of
assaulting and torturing the victim for demand of dowry.

4. It has been submitted by the learned counsel for the
petitioner that the petitioner is innocent and has falsely been
implicated in this case. The petitioner has clean antecedent.

5. Learned counsel for the State has opposed the bail



application of the petitioner.

6. Considering the submission of the parties and in view of the law laid down by the Hon'ble Supreme Court in the case of *Arnesh Kumar Vs. State of Bihar reported in (2014) 8 SCC 273*, this application of grant of anticipatory bail is allowed.

7. Let the petitioner, above named, in the event of his arrest or surrender before the concerned Court below within four weeks from today, be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned Sub Divisional Judicial Magistrate, Bagaha, West Champaran/ concerned court below in connection with Complaint Case no.494 of 2019, subject to the conditions laid down in Section 438(2) of the Code of Criminal Procedure, 1973/ Section 482 of the BNSS.

8. As a condition of this order, the petitioner is directed to pay a maintenance amount of Rs. 6,000/- from the month of February, 2026 to the informant and the maintenance for the month of February, 2026 shall be paid to the complainant within one week from the date of pronouncement of this order and thereafter, the maintenance amount shall be paid to the complainant every month before the 10th day of the



month, subject to the Maintenance Case 163 of 2025 which is pending before the Principal Judge Family Court Battiah, West Champaran. The Principal Judge Family Court Battiah, West Champaran is directed to dispose of the Maintenance Case 163 of 2025 filed by the complainant within three months of communication of this order. The petitioner will co-operate in the Maintenance Case and if the petitioner will not co-operate the ex-parte order will pass.

(Sandeep Kumar, J)

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