IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.55541 of 2026

CNR No. BRHC010761492026

Arising Out of PS. Case No.-6 Year-2026 Thana- MAHILA P.S BAGHA District- West Champaran

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Abhay Chaurasiya @ Abhay Chaurasia S/o Prabhunath Chaurasiya R/o vill - Dumri Khas, P.S.-Chauri Chaura, Sardar Nagar, Distt.- Gorakhpur, U.P. Present Address R/o Valmikinagar Tanki Bazar, P.S.- Valmikinagar, Distt.- West Champaran

... ... Petitioner/s

Versus

1. The State of Bihar
2. Varsha Kumari W/o Abhay Chaurasiya, D/o Ramesh Kumar Bhagat R/o vill - Dumri khas, P.S.- Chauri Chaura, Sardar nagar, Distt.- Gorakhpur, U.P. Permanent Address- R/o vill - Debidanga Bazar, Lower Babubasa, Opp. Giri Apartment, P.O- Champasari, P.S.- Pradhan Nagar, Distt.- Darjeeling, W.B. Present address- C/o Santosh Kumar, R/o Bhediyani, Gali, P.S.- Valmikinagar, Distt.- West Champaran posted as Teacher UMV School, Champapur, Gaunali, Bagaha 2, P.S.- Valimikinagar, Distt.- West Champaran

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr. Bimlesh Kumar Pandey, Advocate
For the State : Mr. Md. Nazir Ansari, APP

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CORAM: HONOURABLE MR. JUSTICE RAJIV ROY

ORAL ORDER

3 04-11-2026 Heard Mr. Bimlesh Kumar Pandey, learned counsel for the petitioner and learned APP representing the State.

2. The petitioner is apprehending his arrest in connection with Bagaha (Mahila) P.S. Case No. 06 of 2026 registered for the offence under Sections 115(2), 126(2), 85, 89, 351(2) and 352(2) of the B.N.S. and section 3 and 4 of the Dowry Prohibition Act, lodged on 08.04.2026 by the informant,

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Varsha Kumari.

3. As per the prosecution story, the informant alleged that she is married to this petitioner but has been tortured regularly and in the process also ensured that she gets aborted. Though she tolerated the harassment, of late, when the demand continued, and on the fateful day, the husband tried to kill her by assaulting her, the present case.

4. Earlier, the notice was issued to the opposite party by the coordinate Bench and as per the record, she received notice on 12.10.2026 personally. On call, there is no appearance on behalf of the informant.

5. Learned counsel for the petitioner submits that both are Teachers serving in the same school (Upgraded Secondary School, Champapur Ganauli, Bagaha, West Champaran). It was a love marriage and he continues to shower love and affection and has also recorded in one of the paragraph that the petitioner want to continue the relationship with full dignity and honour and if granted relief, he shall take fresh steps to see to it that the lady returns home.

6. Learned APP though opposes the prayer concede that despite the notice, the opposite party no.2 has not appeared.

7. Considering the submissions of the parties as also

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that the petitioner is a Teacher having no criminal antecedent, has made positive statement and want to continue the relationship, the couple must be given a chance, in that background, this Court is inclined to extend him the privilege of anticipatory bail.

8. Let the petitioner be released on bail in the event of arrest or surrender within a period of four weeks from the receipt of this order, on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of like amount each to the satisfaction of learned Sub-Divisional Judicial Magistrate, Bagaha, West Champaran, in connection with Bagaha (Mahila) P.S. Case No. 06 of 2026 subject to the following conditions:-

(i) one of the bailor should be the family member/relative of the petitioner who shall provide official document (Aadhar Card/Voter Id/Driving License/Pan Card) to show his/her bona fide;

(ii) the petitioner shall be appearing before the Police Station as and when required for cooperating in the investigation;

(iii) the petitioner shall appear on each and every date before the Trial Court and failure to do so for two consecutive dates without plausible reason will entail cancellation of his/her

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bail bond by the Trial Court itself;

(iv) the petitioner shall in no way try to induce or promise or threat the witnesses or tamper with the evidences, failing which the State shall be at liberty to take steps for cancellation of the bail bonds;

(v) the petitioner shall desist from committing any criminal offence again, failing which the State shall be at liberty to take steps for cancellation of bail bonds.

(Rajiv Roy, J)

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