IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.55984 of 2026

CNR No. BRHC010794062026

Arising Out of PS. Case No.-1244 Year-2025 Thana- SAMASTIPUR COMPLAINT CASE District- Samastipur

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Nishant Kumar S/o Lalan Prasad Singh Resident of Village- Bathua Bugurg, ward no 14, Police Station- Musarigharari, Distt.- Samastipur

... ... Petitioner/s

Versus

1. The State of Bihar.
2. Kumari Archana @ Archana Kumari @ Muni W/o Nishant Kumar R/o vill - Bathua Bugurg, ward no. 14, P.S.- Musarigharari, Distt.- Samastipur, At present Kumari Archana @ Archana Kumari @ Muni, D/o Shambhunath Ray, R/o vill - Barbatta, Tole- Salepur, P.S.- Musarigharari, Distt.- Samastipur

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr. Pramod Kumar Singh, Advocate
For the State : Mr. Jitendra Kumar Singh, APP
For the Opp. No. 2 : Mr. Keshav Bhardwaj, Advocate

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CORAM: HONOURABLE MR. JUSTICE RAJIV ROY

ORAL ORDER

4 04-11-2026 Heard the parties.

2. The petitioner is apprehending his arrest in connection with Complaint Case No. 1244 of 2025 for the offence under sections 115(2), 85, 303(2), 352 of the Bharatiya Nyaya Sanhita and section 3 and 4 of the Dowry Prohibition Act.

3. Pursuant to the last order, the informant has appeared and the submission for the present shows that the sour point between the parties are still there.

4. Learned counsel for the petitioner submits that till they come to a conclusion, he being the husband, is ready to

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support and take care of her by paying Rs. 5,000/- per month by 10th of every month and failure to do so, if granted relief, the lady shall be free to take steps for cancellation of his bail bond.

5. Learned APP as also learned counsel representing the opposite party no.2 jointly oppose the prayer submitting that if the petitioner is ready to take care of the informant, relief can be granted.

6. Taking into account the submissions of the parties as also that the petitioner do not have criminal antecedent and is ready to pay Rs.5,000/- per month by 10th of every month in the bank account of the lady, in that background, this Court is inclined to extend him the privilege of anticipatory bail with conditions.

7. Failure to pay the amount by 10th of every month, the lady shall be free to take steps for cancellation of his bail bond.

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 S.D.J.M, Samstipur in connection with Complaint Case No. 1244 of 2025 subject to the following

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conditions:

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

(ii) 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 bail bond by the Trial Court itself;

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

(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 his bail bonds.

(Rajiv Roy, J)

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