

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.61209 of 2025

Arising Out of PS. Case No.-197 Year-2024 Thana- BETTIAH CITY District- West
Champaran

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Amit Banik @ Amit Kumar Banik S/O Govind Chandra Banik R/O Belbagh,
Bangali Colony, P.S.- Bettiah (Town), District- West Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Bimlesh Kumar Pandey, Adv
For the Opposite Party/s : Mr.Ram Sevak Choudhary, APP
For the Informant : Mr. Sharad Kumar Verma, Adv
Mr. Umesh Chandra Verma, Adv

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CORAM: HONOURABLE MR. JUSTICE ALOK KUMAR SINHA
ORAL ORDER

4 17-01-2026 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner apprehends his arrest in connection
with Bettiah (Town) P.S. Case No. 197 of 2024 registered for
the offence punishable under Sections 306, 34 of the IPC.

3. The case of the prosecution, in short, is that the
daughter of the informant, Anita was married to Amit Banik of
the same neighborhood on 25.12.2007. They have a daughter,
Aparna Banik, and a son, Apti Banik. The daughter of the
informant was teaching in a private school and her husband and
in-laws would seize the money she earned. When she asked for
money for necessities, she was severely beaten and tortured.
During the COVID-19 pandemic, when her income stopped, the
abuse from her husband and in-laws intensified and finally on



15.05.2023, they beaten her, snatched all her belongings, including her children's and threw her out of the house. As a result, she came to her parents' house with her children. When she went back on 16.06.2023 to collect some clothes and other belongings for her children, she was beaten and chased away. She then filed a case of domestic violence and maintenance, which is pending in court. While living at her parents' house, for the past 4-5 months, due to debt and financial difficulties, she had started teaching again to secure her children's future. Even while living at her parents' house, whenever her daughter went out to buy necessities, her husband Amit Banik, brother-in-law Alok Banik and Goldy Banik, Munni Chaudhary, and Hashi Halder would all verbally abuse her and make it difficult for her to even go out on the street, forcing her to contemplate suicide. Even while travelling for teaching job, all of the above-mentioned persons used to harass her in various ways. On 20.04.2024 at about 5:00 P.M., Amit Banik threatened that he will kill her within 10 days if she would not commit suicide as she has tarnished their reputation by filing a case. Following this, his daughter became very withdrawn, and under this pressure, she committed suicide on 01.05.2024 at around 4-5 P.M.



4. Learned counsel for the petitioner submits that the petitioner is innocent and has not committed any offence. He has falsely been implicated in the present case for ulterior motive. There is absolutely no cogent, reliable and substantive material to prove the death of the deceased on account of petitioner's abetment.

5. Learned A.P.P. for the State opposes the prayer of anticipatory bail.

6. Considering the seriousness of the allegation levelled against the petitioner that on 24.04.2024 at about 5:00 P.M., the petitioner is alleged to have threatened the deceased-wife to kill her within ten days if she would not commit suicide as she has tarnished the reputation of the petitioner by filing a case, as a consequence of which she was compelled to suicide and also the fact that the petitioner's daughter Aparna has also stated that her mother has committed suicide because of her father (petitioner). Under these circumstances, this Court is not inclined to grant privilege of anticipatory bail to the petitioner.

7. Accordingly, the present anticipatory bail application stands rejected.

(Alok Kumar Sinha, J)

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