

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.63814 of 2025

Arising Out of PS. Case No.-1669 Year-2017 Thana- BHOJPUR COMPLAINT CASE Dis-
trict- Bhojpur

=====

Mithlesh Kumar S/o Dashrath Prasad @ Dashrath Singh @ Dashrath Kumar
Resident of Village- Surangapur, P.S.- Sandesh, District- Bhojpur, at present
R/o Mohalla - Tuglakabad (Infront of Ratan Hard ware), P.S. - Govindpur,
Distt.- Delhi

... .. Petitioner/s

Versus

1. The State of Bihar
2. Riya Kumari W/o Mithalesh Kumar, D/o Shyam Bihari Prasad At present
R/o Mohalla - K.G. Road, P.s.- Ara Nawada, Distt.- Bhojpur

... .. Opposite Party/s

=====

Appearance :

For the Petitioner/s	:	Mr.Rajani Ranjan Pd. Singh
For the Opposite Party/state	:	Mr.Damodar Prasad Tiwary
For the complainant-OP No. 2	:	None

=====

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

5 23-02-2026 1. Heard the parties.

2. The petitioner apprehends his arrest in connection with
Complaint Case No. 1669 / 2017 dated 17.10.2017 registered
under Section 323, 307, 498(A) of the I.P.C. and Section 3/4 of
the Dowry Prohibition Act.

3. As per the complaint the marriage of the complainant was
solemnized with the petitioner on 25.07.2017 and it is alleged
that the very next day after marriage the accused persons includ-
ing the husband started demanding motorcycle and golden chain
as dowry and due to non fulfillment of the demand they meted
out cruelty to the complainant.



4. Learned counsel for the petitioner submits that petitioner is innocent and has committed no offence in the manner alleged. The petitioner is trying to settle the matter since 2017 but the family member of opposite party no. 2 is not ready to settle the dispute. The petitioner is residing at Delhi since the outbreak of COVID pandemic as such he could not make any pairvi in this case. The petitioner is ready to keep his wife with love, care and dignity. There is no specific allegation against the petitioner. Notice to the complainant was sent twice but she failed to appear before the court below.

5. Despite issuance of notice by this Court vide order dated 15.09.2025, no one appeared on behalf of complainant/opposite party no. 2. On last date also i.e. on 17.01.2026 none was present on behalf of the opposite party no. 2.

6. Regard being had to the submission made by the parties, taking into consideration the fact that there is marital discord between the complainant and the petitioner, offence is triable by Magistrate and there is no likelihood that the petitioner will abscond, accordingly, I am inclined to grant anticipatory bail to the petitioner.

7. Let the petitioner, above named, be released on anticipatory bail in the event of arrest or surrender before the court



below within a period of four weeks from today on furnishing
bail bond of Rs. 10,000/- (rupees ten thousand) with two
sureties of the like amount each to the satisfaction of S.D.J.M.,
Bhojpur at Ara in connection with Complaint Case No. 1669 of
2017 subject to the condition as laid down under Section 482 (2)
of the B.N.S.S. 2023.

(Anil Kumar Sinha, J)

praful/-

U		T	
---	--	---	--

