

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.66499 of 2025

Arising Out of PS. Case No.-96 Year-2025 Thana- JHAROKHAR District- East Champaran

Sushil Kumar @ Sushil Sah S/o- Bilat Sah Resident of village- Santpur, P.S.-
Jharokhar, District- East Champaran

... .. Petitioner/s

Versus

1. The State of Bihar
2. Manisha Devi D/o- Bindeshwari Sah, W/o- Sushil Kumar @ Sushil Sah
Resident of village- Santpur, P.S.- Jharokhar, District- East Champaran

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ajay Kumar Singh, Adv.

For the Opposite Party/s : Mr. Damodar Prasad Tiwary, APP

CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

6 18-06-2026 Heard the learned counsel for the petitioner and the
learned A.P.P. for the State.

2. The petitioner apprehends his arrest in connection
with Jharokhar P.S. Case No. 96 of 2025 registered for the
offence under Sections 85 and 3(5) of the B.N.S. read with
Section 3/4 of the D.P. Act.

3. As per the prosecution case, the petitioner and
others 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 he has falsely been
implicated in this case. The petitioner bears clean antecedent.



5. Learned APP for the State has opposed the application of the petitioner.

6. Considering the submission of the parties and in light 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 for 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 anticipatory bail on furnishing bail bonds of Rs. 10,000/- (Ten Thousand Only) with two sureties of the like amount each to the satisfaction of the learned Court below where the case is pending/successor Court in connection with Jharokhar P.S. Case No. 96 of 2025, subject to the conditions as laid down under Section 482(2) of the B.N.S.S. and with further conditions that:

(i). The petitioner is directed to pay a maintenance amount of Rs.8,000/- from the month of June 2026 to the complainant/informant. The maintenance for the month of June 2026 shall be paid to the complainant/informant within ten days from today, and thereafter, the maintenance amount shall be paid to the complainant/informant every month before the 10th day of each month.



(ii) Non-regular payment/default will entail in the automatic cancellation of bail bond.

8. It is made clear that the order of maintenance passed by this Court shall be subject to the outcome of the maintenance case in the Court of learned Principal Judge, Family Court concerned, if any.

9. Needless to state that, if the petitioner fails to abide by the terms and conditions, as stated hereinabove, the State shall be at liberty to file an appropriate application, before the learned concerned Court below for cancellation of bail granted to the petitioner.

10. Let a copy of this order be communicated to the learned Principal District & Sessions Judge, East Champaran at Motihari through FAX for its compliance forthwith.

(Sandeep Kumar, J)

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