

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.71940 of 2025

Arising Out of PS. Case No.-540 Year-2024 Thana- ROHTAS COMPLAINT CASE District-
Rohtas

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OM PRAKASH KUMAR, S/o- Late Ram Bilas Prajapati Resident of Village-
Shahpur P.O- Telari Police Station- Chenari District-Rohtas

... .. Petitioner/s

Versus

1. The State of Bihar
2. Sunidhi Kumari, W/o- Om Prakash Kumar, D/o- Ramji Prajapati R/v-
Jamuhara Po- Indrapuri Ps- Tillauthu Dist- Rohtas

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Raghunandan Kumar Singh
For the Opposite Party/s : Mrs. Asha Kumari

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CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

3 16-04-2026 Heard learned counsel for the petitioner, learned
A.P.P. for the State and learned counsel for the informant.

2. The petitioner apprehends his arrest in a case registered for the offences punishable under Sections 323, 498(A), 406, 504, 506/34 of the Indian Penal Code as well as Section 4 of the D.P. Act.

3. Learned counsel for the petitioner submits that petitioner being the husband has been falsely implicated in the instant case by the O.P. No. 2. It is further submitted that relationship in between the petitioner and the O.P. No. 2 had not deteriorated to an extent where it was not possible to revive the conjugal relationship but then O.P. No. 2 was in a hurry and filed a divorce case seeking divorce from the petitioner. It is



further submitted that O.P. No. 2 for reasons best known does not intend to continue with the marriage.

4. Learned counsel for the O.P. No. 2 is not in a position to rebut the submission of the learned for the petitioner that O.P. No. 2 has filed a divorce case being Divorce Case No. 29 of 2024 pending in the Court of learned Principal Judge, Family Court, Rohtas at Sasaram.

5. After hearing the learned counsel for the parties, it appears that divorce case has been filed on behalf of O.P. No. 2, as she does not intend to continue with the marriage, let the petitioner, above-named, in the event of his arrest or surrender within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs.5,000/- (Rupees Five Thousand) with two sureties of the like amount each to the satisfaction of the learned Trial Court where the case is pending/Successor Court in connection with Complaint Case No. 540 of 2024, subject to the conditions as laid down under Section 438(2) of the Cr.P.C./482(2) of the B.N.S.S.

(Satyavrat Verma, J)

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