

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.70708 of 2025

Arising Out of PS. Case No.-29 Year-2025 Thana- MAHILA PS District- Khagaria

Navneet Kumar S/o- Sikandar Mandal R/v- Mathurapur Khajraitha W.No-12,
Ps- Bharatkhand Dist- Khagaria

... .. Petitioner/s

Versus

1. The State of Bihar
2. Amisha Kumari Daughter of Anil Mandal Resident of Village- Mathurapur-
Khajraitha, P.S.- Bharatkhand, Khagaria

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Ram Sumiran Rai, Advocate
For the Opposite Party/s	:	Mr. Parmanand Kumar, A.P.P.
For the Informant	:	Mr. Rakesh Mohan Singh, Advocate

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

4 12-03-2026 Heard learned counsel for the petitioner, informant and
the State.

2. Petitioner apprehends arrest in a case registered for
the offences punishable under Sections 69, 351(2), 351(3) of the
Bharatiya Nyaya Sanhita.

3. As per F.I.R., informant alleged that on pretext of
marriage, this petitioner established physical relation with the
informant and thereafter, refused to marry.

4. Learned counsel for the petitioner submits that entire
case as set out in the F.I.R. is false and concocted. Informant was
major when the relationship developed between the parties and
was fully aware of the consequences of such relationship which
continued for about five years. He further submits that acts of
repeated intimacy and sexual relationship was consensual in nature



and was not established under any false promise, threat or coercion and such, the same cannot be said to be induced or involuntary. As a matter of fact, it is a case of prolonged love affair between two consenting adults which has been given a colour of forcible sexual intercourse with oblique purpose and motive. Petitioner claims clean antecedent.

5. Learned A.P.P. for the State as well as learned counsel for the informant vehemently opposed the bail application.

6. Considering backdrop of the case, nature of accusation and clean antecedent, this anticipatory bail is allowed and it is ordered that let the above named petitioner in the event of his arrest/surrender before the court below within a period of eight weeks from today, be enlarged on bail on furnishing bail-bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of Sub-Divisional Judicial Magistrate, Khagaria in connection with Mahila P. S. Case No. 29 of 2025, subject to condition as laid down under Section 482(2) of the Bharatiya Nagarik Suraksha Sanhita, 2023.

(Prabhat Kumar Singh, J)

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