IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.71810 of 2026

CNR No. BRHC011037472026

Arising Out of PS. Case No.-3117 Year-2025 Thana- VAISALI COMPLAINT CASE District-Vaishali

==========

Kumar Gaurav @ Vikki Singh @ Vicky Son of Late Upendra Singh Resident of Mohalla - Nawadih, P.S.- Rikhiya, District - Deoghar (Jharkhand).

... ... Petitioner/s

Versus

1. The State of Bihar
2. Madhumala Devi Wife of Kumar Gaurav @ Vikki Singh Resident of Village - Chak Fateh, P.S.- Jandaha, District - Vaishali, At present resident of Village - Nawadih Rampur, P.S.- Rikhiya, District - Deoghar (Jharkhand).

... ... Opposite Party/s

==========

Appearance :

For the Petitioner/s	:	Mr. Manindra Kishore Singh, Adv.
	:	Mr. Mritunjay Kumar, Adv.
For the Opposite Party/s	:	Mr. Md. Mushtaque Alam, APP
	:	Mr. Dharmendra Kumar Singh, Adv.
	:	Mr. Manish Kumar Singh, Adv.

==========

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA

ORAL ORDER

2 28-10-2026 1. Heard learned counsel for the petitioner, learned A.P.P. for the State and the learned counsel appearing on behalf of OP No. 2.

2. The petitioner apprehends his arrest in a case registered for the offences punishable under Section 31(1) of the Protection of Domestic Violence Act, 2005.

3. Learned counsel for the petitioner submits that petitioner being husband has been falsely implicated in the instant case by the complainant. It is further submitted that relationship in between the petitioner and the complainant has

WEB COPY

soured to an extent where it is not possible to revive the conjugal relationship in the present, but then with passage of time and on intervention of well-wishers, the parties may resolve the dispute amicably. It is also submitted that petitioner has been directed to pay a monthly maintenance of Rs. 5,000/- by the ACJM-11, Vaishali, Hajipur in Case No. 1786 of 2020. It is further submitted that petitioner is paying the monthly maintenance as directed on regular basis.

4. On query of the Court that as to why the petitioner has moved this Court seeking anticipatory bail in a complaint case, on which the learned counsel appearing on behalf of the petitioner submits that non-bailable warrant of arrest has been issued against the petitioner.

5. The learned counsel appearing on behalf of the informant does not dispute the said submission of the learned counsel appearing on behalf of the petitioner, but then submits that at times the maintenance amount is not paid on time, on which the learned counsel appearing on behalf of the petitioner submits that petitioner undertakes that the maintenance amount shall be paid regularly from now.

6. After hearing the learned counsel for the parties and taking into consideration the submissions made by the

WEB COPY

learned counsel for the petitioner, 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. 3117 of 2025 subject to the conditions as laid down under Section 482 (2) of the BNSS.

7. **Accordingly, the application stands allowed.**

(Satyavrat Verma, J)

rajesh/-

U		T	

WEB COPY