

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.81934 of 2025

Arising Out of PS. Case No.-333 Year-2025 Thana- BIBHUTIPUR District- Samastipur

Abhay Bhushan Singh S/o Barun Kumar Singh Resident of Village-Mahathi,
PS- Bibhulipur, District- Samastipur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Sharda Nand Mishra, Advocate
For the Opposite Party/s	:	Mr. Shailendra Kumar, A.P.P.
For the Informant	:	Mr. Pramod Kumar Singh, Advocate

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

5 13-03-2026 Heard learned counsel for the petitioner, informant
and the State.

2. Petitioner apprehends arrest in a case registered for
the offences punishable under Sections 64(1), 83, 115(2), 352,
351(2), 351(3) of the Bharatiya Nyaya Sanhita.

3. As per F.I.R., informant alleged that on pretext
promise of marriage, this petitioner established physical relation
with her 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 fully aware of the consequences of such
relationship which continued for more than 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 parties which has been given a colour of forcible sexual intercourse with oblique purpose and motive. Petitioner claims clean antecedent.

5. Learned counsel for the informant vehemently opposed the bail application.

6. Considering the 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, Rosera, Samastipur in connection with Vibhutipur P. S. Case No. 333 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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