IN THE HIGH COURT OF JHARKHAND AT RANCHI
A.B.A. No. 1860 of 2026

Ankit Bhagat, son of Anoop Bhagat, Dhuliyan Road, near Jain Temple, Baliharapur, P.O. and P.S. Pakur, District Pakur, Jharkhand
.... Petitioner
Versus
The State of Jharkhand .... Opposite Party

CORAM : HON'BLE MR. JUSTICE SANJAY KUMAR DWIVEDI

For the Petitioner : Mr. Rajeeva Sharma, Sr. Advocate
Mr. Yasir Arafat, Advocate
For the State : Mr. Rakesh Kumar Sinha, A.P.P.
For the Informant : Mr. Arun Kumar, Advocate
Mr. Indra Bhushan Prasad Sinha, Advocate

02/05.05.2026 Heard learned senior counsel for the petitioner and learned counsel for the State.

2. The petitioner is apprehending his arrest in connection with Pakur Mahila P.S. Case No. 04 of 2026, registered for the offence under Sections 126(2), 69, 352, 351(2) and 3(5) of Bhartiya Nyaya Sanhita, 2023, pending in the court of learned Additional Chief Judicial Magistrate, Pakur.

3. Learned senior counsel appearing for the petitioner submits that the petitioner has been falsely implicated in this case and in the FIR itself, the informant has stated that the petitioner and informant were in relationship since six years prior to lodging of the FIR. He further submits that what has happened that was consensual in nature and according to him, even marriage has been solemnized and to buttress his argument, he refers to the marriage certificate issued under Section 13 of the Special Marriage Act, 1954 and according to him, the Notary Public was authorized to do the work of registration of marriage under the said Act. On these grounds, he submits that the anticipatory bail may kindly be granted.

4. Learned counsel appearing for the State and informant have jointly opposed the prayer and submit that the allegations are there of establishing relationship on the pretext of marriage. Learned counsel for the informant further submits that so far the said certificate

is concerned, has got no value in view of the fact that it has been issued by a Notary Public.

5. Looking to the contents of the FIR, it transpires that there is admission in the FIR itself that six years prior to lodging of the FIR, the petitioner and informant were in relationship and it is also stated therein that they have established the relationship several times, prima facie it appears that what has happened that was consensual in nature and further petitioner and informant are major and in the attending facts and circumstances, I am inclined to grant anticipatory bail to the petitioner.

6. Accordingly, the above-named petitioner is directed to surrender before the learned Court within two weeks from today and in the event of his arrest or surrender, he shall be enlarged on bail on furnishing bail bond of Rs.25,000/- (Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of learned Additional Chief Judicial Magistrate, Pakur, in connection with Pakur Mahila P.S. Case No. 04 of 2026, subject to the conditions as laid down under Section 482(2) of the Bharatiya Nagarik Suraksha Sanhita, 2023.

(Sanjay Kumar Dwivedi, J.)

Anit

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