

IN THE COURT OF ADDITIONAL AND DISTRICT SESSIONS

JUDGE-IV, AURANGABAD

A.B.P. No.- 1280/2026

Arising Out of Rafiganj PS Case no. 453/2025

Amit Kumar Vs. The State of Bihar

ORDER DATED 21.07.2026

The instant Anticipatory Bail Petition has been filed by (1) Amit Kumar, Age- 33 Years, S/o- Rajesh Sao @ Rajesh Prasad, R/o- Village- Babuganj Ward no. 8, Rafiganj P.S.- Rafiganj, District- Aurangabad (Bihar) presently posted in Indian Railway at Bhusawal (Maharashtra) arising out of Rafiganj PS Case no. 453/2025 pending in the court CJM, Aurangabad under Section 126(2), 127(2), 115(2), 303(2), 85, 3(5) of the BNS and S. 3 and 4 of the Dowry Prohibition Act.

Sri Birendra Kumar Dubey, the learned Counsel for the petitioner has submitted that no other bail petition was pending either in this court or any Superior Court and the Petitioner had clean antecedent. The petitioner has been falsely implicated in the present case for being husband of the informant. The informant had illicit relationship with her sister's husband (Pankaj Kumar) and his brother Bishu Kumar. Due to the given reason the petitioner had filed a divorce case. In light of given facts, the learned counsel prayed to grant anticipatory bail to the petitioner.

The learned A.P.P. Sri Bindeshwari Prasad Tanti vehemently opposed the anticipatory bail petition on the ground that the allegations imposed against the petitioner was serious in nature.

Heard both the sides and perused the case record.

Perusal of the case record reveals that the FIR has been lodged under Section 126(2), 127(2), 115(2), 303(2), 85, 3(5) of the BNS and S. 3 and 4 of the Dowry Prohibition Act against the petitioner. The allegation against the petitioner is that he along with his family members assaulted her for non-fulfillment of dowry demand and locked her in a room. The informant appeared before the Court and showed her desire to reside with the petitioner. However, the petitioner claimed that the informant was having extra marital affair with one Bishu Kumar and her sister's husband. In para-13 of the case diary, there is mention of affair of the informant with some other man. This clearly depicts

that the above mentioned romantic relationship of the informant with some other person other than her husband is the main cause of tensed relationship between the parties. As the latch is on part of the informant, therefore, the Court is to the conclusion that the petitioner deserves the privilege of anticipatory bail on being arrested or his surrender before the learned Trial Court within two weeks from the date of receipt of copy of this order. Let the petitioner be released on anticipatory bail on furnishing a bail bond of Rs. 10,000/- with two sureties of like amount each to the satisfaction of learned Court with conditions as laid down in Section 482 (2) of the BNSS. Accordingly, the anticipatory bail petition of the petitioner Amit Kumar is hereby **allowed**.

Dictated by

District & Additional Sessions Judge IV,
Aurangabad (Bihar)
21.07.2026

