

IN THE COURT OF DISTRICT AND ADDITIONAL SESSIONS JUDGE-1st-CUM- SPECIAL
JUDGE (SC/ST, NDPS & CHILDREN ACT)
AURANGABAD (BIHAR)

ANTICIPATORY BAIL APPLICATION NO. 1286 OF 2026
ARISING OUT OF MAHILA PS CASE NO: 14 OF 2026

1. **Jitendra Kumar Singh**, age 51 years, S/o-Sitaram Singh
2. **Nisha Devi**, age 47 years, W/o- **Jitendra Kumar Singh**

Both R/o -Vishnu Nagar, Nala Road, Araa, 2 Chowk Araa PS-Araa District-Bhojpur(Bihar)

....**Petitioners**

Versus

1. **State of Bihar**
2. **Ritika Singh**, age 23 years, D/o- **Lallu Prasad**, R/o **village-Shahpur Pokhra mohalla, PS-Town District-Aurangabad(Bihar)**

.... **Prosecution**

Appearance:

Learned Counsel for the accused-petitioners
Learned Counsel for the State

- **Shri Sujeet Kumar Singh**, Ld. Advocate
-**Shri Ram Naresh Prasad**, Ld. APP

Order with signature of the Court

<u>Dated</u> <u>05.08.2026</u>	The anticipatory bail preferred under Section 482(2) of the Bhartiya Nagrik Suraksha Sanhita (BNSS), 2023 on behalf of the accused-petitioners namely Jitendra Kumar Singh and Nisha Devi who apprehend their arrest in connection with Mahila PS Case No. 14/2026 under Sections 64, 126(2),115(2),85,351(2),351(3),3(5) of the BNS against the accused persons including the petitioner has been pressed today. A copy of the petition has already been supplied to the Learned Add. Public prosecutor. The Case diary has already been received. Upon being pressed, the matter is heard. The informant is present in the court along with her power of attorney and attendance. Heard, the Learned Advocate for the petitioners and the Learned Addl. P.P. for the State. The prosecution story in brief is that the marriage of informant-Ritika Singh was fixed with the accused-petitioner Rajveer Singh @ Sagar Singh. The informant and petitioner lived in Delhi at the time of the marriage. After the wedding date was fixed, Rajveer Singh alias Sagar Singh became close to the informant they started going out together. In November 2025, the petitioner lured her and took her to a hotel named Dev Moti Palace in Patna and under the influence of alcohol, he raped her(informant). Meanwhile, the petitioner's parents Jitendra Kumar Singh and Nisha Devi, demanded two lakh rupees as wedding expenses. On January 29, 2026, they provided two lakh rupees (one lakh rupees through State Bank of India cheque no. 00028) and one lakh rupees through UPI, totaling two lakh rupees. Again, the petitioner took the informant from Aurangabad to Patna on January 27, 2026 and February 28, 2026 for sightseeing and shopping for wedding items. But during this time, under the influence of alcohol, the petitioner again forced the informant at Hotel Magadh Palace. When she complained about this to Jitendra Kumar Singh and Nisha Devi, they told her to do as	
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<u>Cont....</u> 05.08.2026	Rajveer Singh alias Sagar Singh said, or the marriage would not take place and they again demanded rupees ten lakh rupees in cash, gold jewellery, and other items. It is further alleged that the they also abused the informant's parents and drove them out of the home and threatened that if they donot withdraw the application given against them to the Superintendent of Police and the Women's Police Station, they would kill the informant and her family members. Hence, the FIR has been registered against the accused persons. The Ld. Advocate for the petitioners has submitted that the petitioners are innocent and they have committed no offence. No any bail petition was moved on behalf of the petitioner either before this court or the higher court. He further submitted that all the sections areailable save and except Section 64, 85 of the BNS and Section 3/4 of DP Act which has been added only to make the case non-ailable. The alleged Section 64 BNS does not apply against the petitioners because they did not rape the informant. The other alleged section 85 BNS also not applied against them because the son of petitioners still not solemnized with the informant. The petitioners did not demand any dowry either form the informant or her family members and no any money has been received by the petitioners either from UPI or the cheque. It is further submitted that after fixing the marriage the accused Rajveer Singh and informant used to talk each other but when Rajveer Singh came to know something about the informant due to which he did not agree to get marry with her. It is further submitted that as per the fardbeyan, there is no any specific allegation against the petitioners and the place of occurrence is also said at Patna, it appears that petitioners have only implicated due to parents of Rajveer Singh. There is no criminal history against the petitioners. The petitioners have deep roots in society and there is no possibility of their absconding or fleeing from justice. The petitioners are ready to abide by the terms and conditions of bail. Hence, prayed to enlarge the petitioners on anticipatory bail. Per-contra, the learned Additional Public Prosecutor has vehemently opposed the prayer and has prayed to reject the anticipatory bail. Heard and perused the case reocrd as well as the case diary as well as other materials available on the record. The allegations of sexual assault and forcible physical relations are directed exclusively against the principal accused Rajveer Singh. The petitioners are not alleged to have participated in any such incident, and their implication is based only on alleged conversations and demands, which are matters of evidence during trial. They are the parents of the principal accused and have been arrayed as accused merely because of their relationship with him. The allegations against them are omnibus and general in nature, without attributing any specific overt act warranting custodial interrogation. Moreover, the petitioners have no any criminal history and the Ld. APP has also conceded the fact. The investigation is still going on.	
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Cont.... 05.08.2026	Considering, the facts and circumstances of this case as discussed above, the anticipatory bail application filed by abovenamed accused-petitioners namely Jitendra Kumar Singh and Nisha Devi is hereby allowed. Accordingly, upon arrest by the police or surrender in the court of competent jurisdiction within four (4) weeks from the receipt of this order, the above named petitioners are directed to be enlarged on bail, upon furnishing bail bonds of Rs. 10,000/-(Ten thousand) each with two sureties of the like amount to the satisfaction of the Learned Trial Court. The accused-petitioners will also furnish an undertaking of conditions as listed in section 482(2) of BNSS. This anticipatory bail application is disposed of accordingly. Dictated & Corrected by me. (Vishwa Vibhuti Gupta) District & Additional Sessions Judge-1st-cum- Special Judge (SC/ST, NDPS & Children Act) Aurangabad, Bihar. Dated: 05.08.2026	
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