

IN THE COURT OF SATYA BHUSHAN ARYA, SESSIONS JUDGE, BANKA

Rohit Kumar V. State of Bihar

Anticipatory Bail Petition No. 253 of 2026

Date of filing : 13.02.2026

Date of order : 10.04.2026

Rohit Kumar son of Kuldeep Das, age about 24 years, resident of village Barmaniya, p.s. Saraiyahat, district Dumka (Jharkhand)

..... Petitioner

-Versus-

State of Bihar

.....Opposite Party

Present : - Sri Rabindra Kumar Choubdy, Advocate for the Petitioner

Sri Hira Lal Singh, Public Prosecutor for the State

ORDER

1. *Apprehending arrest the petitioner has preferred this pre-arrest bail application who is booked in Complaint Case No. 387 of 2025, for the offence allegedly committed under Sections 85 of BNS.*

2. *The case of prosecution is engendered upon an application filed by one Anjali Kumari with the allegations that her marriage was solemnized with the accused no. 1/petitioner on 24.04.2024, in Sri Sri 108 Bhagwan Madhusudan Mandir according to Hindu rites and ceremonies. For three months she was kept properly in matrimonial home and then, she was subjected to cruelty for want of rupees two lakh cash and a milch cow. When their demands were not fulfilled, she was ousted of her matrimonial house by snatching her jewelry.*

3. *The complainant was summoned who appeared and during reconciliation she stated that the petitioner has solemnized his second marriage without giving divorce to her. In counter, the accused/petitioner filed a duly sworn affidavit inter alia stating that he has not solemnized his second marriage.*

4. *The trial court record was summoned.*

5. *In oral arguments, learned counsel for the petitioner submitted that petitioner is ready to keep the complainant/wife with him with full dignity. It is argued that this is the complainant who is not ready to live with him.*

6. *In counter, learned Public Prosecutor for the State, assisted by learned counsel for complainant opposed the pre-arrest bail application and learned counsel for the complainant submitted that the complainant is not ready to live*

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with the petitioner as he has solemnized his second marriage.

7. *Heard submissions and perused the record. As the present case has been filed as a private complaint before the area magistrate, therefore, in the opinion of the court no custodial interrogation is required in this case; resultantly, the present pre-arrest bail application is allowed. It is, therefore, ordered that upon arrest or surrender of the petitioner within fortnight of receiving the instant order the petitioner be admitted to anticipatory bail upon furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) each with two sureties of the like amount to the satisfaction of trial court subject to condition as laid down under Section 482(2) of the BNSS. Out of the two sureties, one will be of the same village or close relative of petitioner.*

8. *File be consigned to the record room and that of trial court be sent back with a copy of this order.*

(Dictated)

(Satya Bhushan Arya)
Sessions Judge, Banka