

1. Kabir Chaudhary, aged about 24 years, S/o- Tileshwar Chaudhary

.....Petitioner

Vs

State of Bihar.....Opposite Party

ORDER

06.06.2026. An application for grant of anticipatory bail filed on behalf of above named petitioner namely **Kabir Chaudhary**, who is apprehending his arrest in connection with Complaint Case No.- 869/2024 relating to the offences punishable u/Ss 498(A), 323 of the I.P.C. pending before the learned Court of Sri Om Prakash J.M.F.C., Bhagalpur, is put up for hearing.

Heard Mr. Pradeep Kumar Sinha, learned counsel for the petitioner as well as Mr. Bindeshwari Lal Yadav, learned Addl. P.P. for the State assisted with Mr. Amit Kumar, learned counsel for the informant.

The case of the complainant, in short, is that on she got married to accused petitioner Kabir Chaudhary on 27.04.2021 as per Hindu customs and usages and after marriage she went to her matrimonial home where she lived happily for some days. It is alleged that after three months when complainant came to know about her pregnancy, she disclosed it to her husband and in-laws on which they started exerting pressure for abortion and on refusal, they all started abusing and misbehaving with her and thereafter they all started exerting pressure upon her to bring dowry and they all used to taunt and abuse her for the same. It is further alleged that when complainant was in her advance stage of pregnancy, she was ousted from her matrimonial home and after giving birth to a male child at her paternal home when complainant went back to her matrimonial home, the accused persons again started torturing her for non-fulfillment of demand of dowry and on one occasion complainant's brother-in-law attempted to misbehave with her. It is lastly alleged that though one lakh rupees was given to accused petitioner in the year 2023 but her in-laws kept on torturing and in March 2024 they all ousted the complainant from her matrimonial home.

Learned counsel for the petitioner, submitted that petitioners always wants to keep his wife (O.P. No. 2) with him but it is O.P. No. 2 who wants to leave with her husband at her paternal home. He further submitted that petitioner had previously filed matrimonial case no. 134/24 for restitution of conjugal right on 01.05.2024 and after coming to know about the same, present complain case has been filed on 24.05.2024. He lastly submitted that petitioner is still ready to keep his wife with dignity and honour and prayed to extend the privileges of anticipatory bail on the ground of clean criminal antecedent.

On the other hand, learned Addl. P.P. assisted with learned counsel for the informant prays for passing suitable order in the light of settlement arrived at between the parties.

Heard both sides and perused the case record. The accused petitioner happens to be the husband of the complainant and he alongwith others are named in the complaint

petition and carry allegation of committing cruelty and demand of dowry. The learned Court below was pleased to find a prime facie case being made out against only two accused persons namely Kabir Chaudhary (husband/accused petitioner) and Tileshwar Chaudhary (Father-in-law) for the offences punishable u/s 498(A) and 323 of the I.P.C.. During the course of hearing of this A.B.P. this Court, in order to explore the possibility of settlement of dispute between the parties, sent both the parties to the Mediation Center whose report is available on record and though the draft copy bears signatures of both parties but final copy doesn't bear the signature of complainant whereafter this Court intervened and succeeded in successful settlement. On last date, both the parties had appeared and complainant had gone to the matrimonial home with her husband. Today, the complainant stated that she has come from her matrimonial home where she lived happily with her son and now she has got no objection if accused petitioner is granted Anticipatory bail. Learned counsel for the complainant also gave in writing about no objection if bail is granted to the accused petitioner. Accused petitioner also promised to keep his wife with dignity and honour. Therefore, taking into account the settlement of dispute between the parties, this court is inclined to extend of privileges of anticipatory bail to this accused petitioner.

Hence, the prayer for grant of anticipatory bail made on behalf of the accused petitioner namely **Kabir Chaudhary** is hereby **allowed**. It is hereby directed that in the event of arrest or surrender before the learned Court concerned within 21 days from the receipt of a copy of this order, this petitioner shall be released on bail on furnishing bail bond of **Rs.10,000/-(Ten thousand rupees only)** with two sureties of the like amount each to the satisfaction of the learned Court concerned.

Dictated

(Prabhat Krishna)
IVth Addl. Sessions Judge
Bhagalpur

Date of judgment/order	06.06.2026
Date of Reserving judgment/order	-
Uploading Date	08.06.2026
Uploaded by	Stenographer