

Page No.-1

Court of Sessions Judge, Darbhanga.

Present:- Shri Shiv Gopal Mishra, Sessions Judge, Darbhanga

A.B.P. No. 242/2026 (Babloo Kumar Vs. State of Bihar)

In the Court of Sessions Judge, Darbhanga, Darbhanga.

A.B.P. No. 242 of 2026

In the matter of:-

Babloo Kumar son of Ram Chandra Sahni -----Petitioner.

Vrs.

The State of Bihar. -----Opposite Party.

=====
For the Petitioners : Shri Bishwanath Kr. Sahni, Ld. Advocate..

For the O.P.(State) : Shri Amrendra Narayan Jha, Ld. P. P.
=====

ORDER.

04. 10.03.2026. Heard learned counsel for the petitioner as well as learned P.P. for the State on anticipatory bail filed on behalf of above named petitioner, who is apprehending his arrest in connection with Darbhanga Mahila PS Case No. 126 of 2024 for offences U/Ss 85,115(2),351(2) and 3(5) of the BNS and Section 3 & 4 of the Dowry Prohibition Act.

Heard learned counsel for the petitioner as well as learned P.P. for the State and perused the case record.

As per FIR, the prosecution case, in brief, is that marriage of informant was solemnized with accused Babloo Kumar in the year 2020 as per Hindu rites and custom. It is further alleged that after marriage informant went to matrimonial house where she lived happily for a month and after that informant's husband and his family members started demanding of her mother's land, 2 bhar gold and Rs. 3,00,000/- as a cash and upon refusal accused persons including his family members started assaulting, abusing and torturing the informant both physically and mentally in her various ways. It is further alleged that the accused petitioners and his family members tried to kill the informant by giving her rat killer. It is further alleged that on 28.03.2022 informant gave an application to Mahila Help Line then again informant went to her matrimonial house but the accused persons again started assaulting and torturing to the informant and the accused husband

Cont....

Cont....

10-03-2026

took the informant in his favor and withdraw Mahila Group loan and did not deposit the same and later on accused petitioners ousted her from matrimonial house.

Learned counsel for the petitioner submitted that petitioner is quite innocent and has been falsely implicated in the case due to enmity and personal grudge. It is further submitted that petitioner has committed no offence as alleged by the informant and the entire allegation leveled against the petitioner is false and concocted. It has further submitted that there is no specific allegation of assault or torture against the accused petitioner. It has further submitted that the informant has already left house of the petitioner in the year 2021 and filed a case against the petitioner & Ors. Vide CR. No. 874/2021. It has further submitted that informant has never come back to the house of the petitioner after 2021 and remained live in her naihar. It has further submitted that no case is made out against the accused petitioner. It has further submitted that the accused petitioner have two criminal antecedents vide Cr. No. 874/2021 and Town P.S. Case No. 13/2024. Hence, prayer for grant of anticipatory bail to the petitioner.

On the other hand, learned P. P. opposed the prayer for bail.

From the perusal of FIR it is alleged against the accused petitioner that he along with others demanded dowry from the informant and on non fulfillment of the same they abused, assaulted and tortured to the informant in various ways and also ousted the informant from her matrimonial house. It appears that accused petitioner is the husband of the informant and informant is leading miserable life in her Naihar due to torturous act of petitioner. The husband is sole responsible for demand of dowry and torture. Prima facie, the complicity of the petitioner reveals in commission of alleged occurrence.

Cont....

Page No.-3
Court of Sessions Judge, Darbhanga.
Present:- Shri Shiv Gopal Mishra, Sessions Judge, Darbhanga
A.B.P. No. 242/2026 (Babloo Kumar Vs. State of Bihar)

Cont....

10-03-2026

Considering the above facts and circumstances of the case discussed above, this Court is not inclined to admit the petitioner to anticipatory bail. Therefore, the above named petitioner is directed to surrender before the learned court below and learned Magistrate shall consider the bail application of accused petitioner without being prejudice by this order. Accordingly, anticipatory bail petition filed u/s 482 of the BNSS on behalf of above named petitioner stands **disposed of.**

(Dictated)

(Shiv Gopal Mishra)
Sessions Judge,
Darbhanga.
10.03.2026.