

In the Court of Sessions Judge, Darbhanga.**B.P. No.488/2026**

Gopal Mandal son of Ganga Mandal

R/o Village- Sahasram, PS.-Biraul, District- Darbhanga

.....Petitioner.

Versus

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

For the petitioner : Shri Anand Alok , learned Advocate.

For the O.P.(State): Shri A.N. Jha, learned Public Prosecutor.

ORDER

08-06-2026 Application for regular bail has been filed on behalf of the petitioner namely Gopal Mandal, who is in judicial custody since 22-05-2026 arising out of CR No. 1907 of 2017, TR No. 497/2026 for the offences U/ss. 498 (A) of the IPC and section 3 & 4 of the Dowry Prohibition Act , pressed today.

2. Heard the learned counsel for the petitioner as well as learned Public Prosecutor on behalf of the State.

3. The allegation as per the complaint petition is that, complainant was married with this petitioner as per Hindu rituals about 14 years ago, and the complainant was taken to matrimonial home, but thereafter, all the accused persons including the petitioner started torturing the complainant for demand of she buffalo and a T.V as dowry though, the complainant and her parents tried to pacify the matter, but all in vain and on 20.11.2013, all accused person including the petitioner abused, assaulted and tried to kill her by putting her on fire, but due to intervention of local people her life could be saved. The accused persons took her all belongings and ousted the complainant from her matrimonial house, resulting into the institution of the present case.

4 It is submitted on behalf of the petitioner that the petitioner is quite innocent, has committed no offence and has falsely been implicated in this case. It has further been submitted that the whole allegation made in the complaint petition is false and concocted and the petitioner has never been indulged in any act of torturing the complainant for any purpose or demanding any dowry, rather the actual state of affairs is that the petitioner herself is a lady of short-temperance and she herself went out to the matrimonial home and did not return and thereafter, in order to put pressure, she has filed the present case. The further submission is that the petitioner is in custody since 22.05.2026 and this case is triable by the Magistrate and it is a matrimonial

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dispute. Hence, the petitioner may be granted the privilege of regular bail.

5. On the other hand, the learned Public Prosecutor opposes the prayer of regular bail and submits that the case relates to a complaint case of the year 2017 and after issuance of all coercive measures by the learned Trial Court, the petitioner has surrendered. Hence, the petitioner does not deserve the privilege of regular bail.

6. Heard and perused the record of the learned Trial Court which reflects that apart from the complaint petition, the complainant was examined on Solemn Affirmation and also two of the inquiry witnesses have been examined supporting the allegation, however, the case relates to matrimonial dispute where the petitioner is husband and languishing in custody since 22.05.2026 and as per averment made in para- 3 of the bail application reflects two other criminal cases are pending against him.

7. Under the facts and circumstances of the present case, the nature of allegation , coupled with period of custody, the application for regular bail of the petitioner stands **allowed**. Let the petitioner namely Gopal Mandal, be released on bail on furnishing bail bond of Rs.15,000/- (Fifteen thousand) with two sureties of the like amount each to the satisfaction of the Court of Learned S.D.J.M, Darbhanga with further conditions:

1. That one of the bailors must be close relative of petitioner.
2. That the petitioner shall appear before the Learned trial court on each and every date fixed by the court, and failing to appear on two consecutive dates for no valid reasons shall be a ground to cancel his bail bonds.

(Dictated)

(Ajay Kumar Sharma)
Sessions Judge, Darbhanga.
08.06.2026.