

In the Court of Sessions Judge, Darbhanga.
B.P. No.495/2026

Krishna Paswan, son of Late Lakhan Paswan
 R/o Village- Bandh Basti, PS.-Mabbi, District- Darbhanga

.....Petitioner.

Versus

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

For the petitioner : Shri Aftab Ahmad Siddiqui , learned Advocate.

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

ORDER

06-06-2026 Application for regular bail has been filed on behalf of the petitioner namely Krishna Paswan, who is in judicial custody since 21-05-2026 arising out of CR No. 1304/18, TR No. 906/20 for the offences U/ss. 498 (A) of the IPC , 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 in the year 2004, and her parents gifted several items to the petitioner as per their ability, and the complainant was taken to matrimonial home, but thereafter, all the accused persons including the petitioner started torturing the complainant for some more dowry and though, the complainant and her parents tried to pacify the matter by giving some more help to the petitioner, but all in vain and on 12.09.2018, the complainant was ousted from the matrimonial home with holding all her belongings and even despite persuasion of the petitioner did not get ready to settle the dispute, 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 21.05.2026 and this case is triable by the Magistrate and it is a matrimonial 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

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bail and submits that the case relates to a complaint case of the year 2018 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 21.05.2026 and as per averment made in para- 3 of the bail application reflects his clean antecedent.

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 Krishna Paswan, 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.

(Dictated)

(Ajay Kumar Sharma)
Sessions Judge, Darbhanga.
06.06.2026.