

IN THE COURT OF SESSIONS JUDGE, GAYAJI

A.B.P. No. 685/2026

Ritik Kumar Vs. The State of Bihar

M. M. College P.S. Case No. 363/2025

13.03.2026

Present :

For the petitioner-----: Sri Bidhip Rajkar, Ld. Advocate

For the State-----: Sri S.B. Ojha, Ld. P.P.

The present petition for anticipatory bail has been filed on behalf of the petitioner Ritik Kumar apprehending his arrest in connection with M. M. College P.S. Case No. 363/2025 registered for the offence punishable under section 87 of the BNS.

Ld. counsel appearing for the petitioner submits that the pursuant to the direction of this Court vide order dated 18.02.2026, this petitioner and his wife, Sonika Kumari appeared before the SHO of the concerned police station and requested that their statements be recorded in terms of the Court's order and they also apprised the officials that interim protection had also been granted to them by the Court.

Ld. counsel further submits that the officials refused to comply with the direction of the Court granting interim protection to the petitioner and ultimately kept the petitioner in police lock-up.

Ld. P.P. submitted that the IO of this case namely Preeti Kumari was on leave during the relevant period of time and it is

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the responsibility of the SHO to ensure that the orders passed by the Court are complied with.

I have considered the submissions as advanced by the parties and have perused the allegations as appearing in the First Information Report wherein the informant's daughter, Sonika Kumari has been referred to as 21 years of age by none other than her father and despite this, a case was instituted by the SHO who being fully aware that the informant's daughter was a major and had married the petitioner, Ritik Kumar proceeded further with the investigation and for the reasons best known to him, has kept the petitioner Ritik Kumar in the police lock-up without any lawful justification while disregarding the interim protection granted by this Court to the petitioner. The action of the Officer In-Charge deserves to be dealt with appropriately and for that purpose, in terms of the order dated 10.03.2026, a misc. case has also been registered.

Since misc. case being Suo Motu Case No. 01/2026 has already been registered by this Court, further orders regarding violation of the fundamental rights of the petitioner and his wife arising from deliberate defiance of this Court's order and the petitioner's detention in police lock-up will be separately dealt with.

In view of the fact that the petitioner and the informant's daughter have already married each other and are majors and

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competent to take a decision regarding their marriage, the prayer for anticipatory bail of this petitioner is hereby **allowed**. It is directed that the petitioner in the event of arrest or surrender before the court concerned within a period of two weeks from the date of receipt of copy of this order, the petitioner is directed to be released on bail on furnishing bail bond of **Rs.20,000/-** with two sureties of the like amount each to the satisfaction of the court concerned with condition as laid down u/s 482 of the BNSS.

(Dictated and corrected)

Sd/-

(M.K. Kaushik)

Sessions Judge, Gayaji

13.03.2026

Date of Judgment/Order	13.03.2026
Date of reserving Judgment/Order	N/A
Uploading Date	26.03.2026
Uploaded by	Steno (Vikash Kumar)