

IN THE COURT OF DISTRICT & ADDL. SESSIONS JUDGE-XVII, GAYA

A.B.P. No. :- 1562/2026, Arising out of complaint P.S. Case No. 1860/2024

Registered U/S- 319(2), 352, 351(2) BNS.

In the matter of :-

1. Dilchandra Chaudhary, S/o Late Ram Janam Chaudhary, R/o village – Ore, P.S. - Belaganj, Dist – Gaya**Petitioner**

vs

State of Bihar

.....**Opposite Party**

Present:- Ms. Kiran Chaturvedi

District & Additional Sessions Judge-XVII, Gaya

Ld. Counsel for the petitioner :- Sri. Mukesh Kumar, Advocate

Ld. Counsel for the O.P. :- Ld. Addl. P.P.

Date of order:- 06.05.2026

ORDER

The present anticipatory bail petition has been filed on behalf of the above named accused petitioner, who apprehends arrest in Complaint Case No. 1860/2024, Registered U/S- 319(2), 352, 351(2) BNS.

The prosecution story, in brief, is that on 01.02.2023, marriage of Kumari Versha was solemnized with Manohar Kumar at Vishnupad Temple. It is also alleged that the time of marriage is that the complainant had given rupees six lac, one motorcycle and gold ornament etc. to the petitioner at the time of marriage. It is also alleged that later on complainant came to know the fact that the petitioner Dilchandra Chaudhary is not father of Manohar Kumar rather he is Mama of Manohar Kumar. It is further alleged that after the some time petitioner ousted her daughter and her husband Manohar Kumar and he assaulted and torture them. It is further alleged that she demanded to return rupees six lakhs and motorcycle from petitioner but he refuse to return.

The Learned counsel appearing on behalf of accused/petitioner has submitted that petitioner has not filed any bail petition either anticipatory or regular before this court or any higher court. Petitioner is innocent and committed no offence. He has been falsely implicated in this case. As per bail petition para no. 3, petitioner having clean antecedent. It is further alleged that entire allegation made in the complaint petition is totally false and concocted. It is further submitted that the real fact is that the complainant Rekha Devi has admitted during her S.A. that she want to get return of utensils worth rupees six lacs which she has given to time of marriage. Rekha Devi has received the whole utensils on 25.12.2024 for which paper was prepared and both the party including the witnesses sign over the same. The photocopy of the said paper is filed herewith.

On the other hand, the learned A.P.P. appearing on behalf of the state vehemently opposed the prayer for bail.

Heard both sides and perusal the case record. From perusal of the case record, it appeared that prima facie case has been made out for the offence punishable under sections 319(2), 352, 351(2) of BNS against the accused petitioner and all the alleged sections are bailable in nature. Since the sections are bailable in nature hence this anticipatory bail is not maintainable and rejected and disposed off accordingly with the observation that the petitioner is at liberty to file regular bail before the learned concerned court and the learned court concerned shall consider the above mentioned fact that all the alleged sections are bailable.

(Dictated)

S/d-

D.A.S.J. XVII, Gaya

Date of Judgment/order	06.05.2026
Date of Reserving Judgment/order	N/A
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