

IN THE COURT OF ADDITIONAL DISTRICT & SESSIONS JUDGE-II

DISTRICT-Katihar
(A.B.P. No. 233/2026)

In the matter of

1. Mithun Rishi aged about 23 years, S/o Dhannu Rishi.

Above R/o- Vill- Borani Kadamtala Souria, P.S.- Dandkhora, Distt.- Katihar.

.....**Accused/petitioner.**

Vs

State of Bihar.....Opposite Party.

C.A. Case No. 856/2024

U/S- 223, 448, 498 (A) of I.P.C. and 3/4 of D.P. Act

Ld. Advocate for petitioner- Shri Mahanand Yadav

Ld. A.P.P. for the State- Shri Md. Azaj Alam

ORDER

13.04.2026- This anticipatory bail petition has been filed on behalf of accused-petitioner namely Mithun Rishi who is apprehending his arrest in connection with aforesaid case.

Heard the Ld. counsel Shri Mahanand Yadav appearing on behalf of the petitioner and Ld. A.P.P. Shri Md. Azaj Alam on behalf of the state.

According to complaint petition prosecution case in nutshell is that marriage of Complainant namely Janki Kumari was solemnised with accused-petitioner namely Mithun Rishi on 20.06.2019 and at the time of said marriage parents of Complainant gave gold, furniture, etcetera to the Complainant and after that Complainant went her sasural but accused-petitioner and his other family members were not satisfied with the presentation taken by the Complainant and they started demanding one motor-cycle and one cow as dowry but when Complainant told them that her father is not in position to fulfil the said demand then accused persons brutally assaulted to the Complainant. The Complainant has further stated that on dated 04.03.2022 at about 10:00 A.M. accused persons brutally beaten her and deserted her with little baby. After that she came her paternal house and since then she is residing in her parental house.

On the other side learned counsel for the petitioner has reiterated all the grounds taken in the bail petition and has submitted that accused-petitioner is innocent and has not committed any offence. The story of Complainant is totally false and concocted. The petitioner never tortured or demanded dowry from the Complainant and her parents. Accordingly, it has been prayed to allow the anticipatory bail petition.

Per contra, Learned A.P.P. has vehemently opposed the prayer for anticipatory bail.

Heard both the parties and perused the case record. From perusal of the case record it is evident that, neither in complaint petition nor in her S.A. Complainant has levelled any specific allegation against the petitioner. Moreover, there is no medical prescription on record relating to physical assault to the Complainant.

C.A. Case No. 856/2024
U/S 223, 448, 498 (A) of I.P.C. and 3/4 of D.P. Act
Accused Name- Mithun Rishi
P.O.-Asutosh Rai, A.S.J.-II, Katihar
A.B.P. NO. 233/2026

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Moreover, another accused has already been granted bail by the Ld. Trial Court.

So having considered the above facts and submissions made by the Ld. Counsel for the petitioner, the instant anticipatory bail petition is hereby allowed and accordingly it is ordered to release the petitioner namely **Mithun Rishi** on bail in the case of surrender/arrest within three weeks of this order on furnishing of bail bond of Rs. 10,000/- with two sureties of the like amount each to the satisfaction of the learned court concerned subject to the condition as mentioned in the section 438 (2) of Cr.P.C.

**Addl. Sessions Judge-II
Katihar**

Date of order	13.04.2026
Date of Reserving order	N/A
Uploading Date	28.04.2026
Uploaded By	Harshit Raj, Steno, DASJ-II, Katihar