

A.B.P No. 915/2026

Utsav.....Petitioner.

Vs.

State of Bihar..... O.P.

O R D E R27.04.2026

This application has been filed, for grant of anticipatory bail, on behalf of the accused petitioner, namely, Utsav, in connection with Complaint Case No. 40/2025, u/s 85 of the B.N.S., pending in the court no. 09 of Ld. J.M.F.C., Muzaffarpur (East). A Suppl. petition has filed on behalf of the petitioner, today.

Heard arguments of Ld. Counsel, appearing for the accused petitioner, Ld. Counsel for the complainant and Ld. A.P.P. for the State.

Ld. Counsel for the accused petitioner, has submitted that previously no anticipatory or regular bail petitions of any nature, had been filed by the accused petitioner, either in this court or before the Hon'ble High Court. That the petitioner has got no criminal history. That the petitioner is quite innocent and has falsely been implicated in this case. That the petitioner has never physically or mentally tortured the complainant and has never demanded any dowry. That the petitioner has never demanded any land from the complainant. That the complainant did not live with the petitioner for even one month and she kept staying at different places, till she went to her parent's house. That the petitioner is husband of the complainant. It has further been submitted that the petitioner has got genuine apprehension of his arrest in this case. Ld. counsel for the petitioner side, prays for his release on anticipatory bail.

Ld. A.P.P. for the state & Ld. Counsel for the complainant, opposed the prayer for anticipatory bail.

Perused the record, including the complaint petition, statements of the complainant on S.A. and enquiry witnesses. From perusal, it transpires that *prima facie* case has been made out against the petitioner, in the complaint case, u/s 85 of the BNS. Petitioner is the husband of the complainant. It further appears that the case is based on a complaint petition and allegations are general and omnibus in nature. Offence alleged, carry maximum punishment up-to three years and hence the matter squarely falls under the guidelines for grant of bail, issued by the Hon'ble Supreme Court of India, in Satender Kumar Antil

In The Court Of 1st Additional Sessions Judge, Muzaffarpur**A.B.P No. 915/2026****Utsav.....Petitioner.****Vs.****State of Bihar..... O.P.****Continued****27.04.2026**

case. As per para no. 03 of the anticipatory bail application, the petitioner has got no criminal history and the petitioner has filed undertaking to the effect that he would appear in the maintenance case no. 08/2025, filed against him by the complainant, in the family court. .

Considering the aforementioned facts and circumstances of the case, including nature of allegations, against the accused petitioner, the prayer for anticipatory bail, in respect of him, is hereby **allowed**. Accordingly, in the event of his arrest or surrender within four weeks from today, the accused petitioner, namely, **Utsav**, is directed to be released on anticipatory bail, on furnishing bail bond of Rs. 10,000/- (Rs. Ten thousands) with two sureties of the like amount, to the satisfaction of the Ld. Court below and subject to the conditions, as laid down u/s 482 (2) of the B.N.S.S. Let a copy of this order be sent to the court concerned, for needful.

(Dictated)

Sd./-

1st Addl. Sessions Judge
Muzaffarpur