

IN THE COURT OF PRINCIPAL DISTRICT & SESSIONS JUDGE, PURNEA
Anticipatory Bail Petition No. 908/2026 (CIS No. 908/2026)
(Arising out of Tikapatti P.S. Case No. 80/2026)

IN THE MATTER OF:-

Kanhaiya Kumar, age 23 years, S/o Amar Nath Mahto, R/o Godiyar,
Purab Tola, Ward No. 07, P.S. Tikapatti., District Purnea ... Petitioner.
Vs.

1. State of Bihar O.P. No. 1.
2. Rubi Kumari, age 21 years, W/o Kanhaiya Kumar, D/o Mithilesh Mahto, R/o Godiyar, Barghia Tola, Ward No. 9, P.S. Tikapatti, Distt.- Purnea- O.P. No. 2.

Date of order or proceeding	Order with signature of the court	Office action taken with date
16.07.2026	1. This anticipatory bail petition filed on 02.06.2026, on behalf of the petitioner, namely, Kanhaiya Kumar, who is apprehending his arrest in connection with Tikapatti P.S. Case No. 80/2026 registered for the offence u/s. 126(2), 115(2), 85, 352, 351(2), 3(5) of BNS and 3/4 D.P. Act is put up for hearing 2. Heard Sri Sumit Shandilya, the learned counsel for the petitioner and Sri A.K.Tiwary, the learned P.P. appearing for the State assisted by Md. Andlib Monu, learned counsel for the informant. 3. As per written report of the Informant, the prosecution case, in brief, is that informant, namely, Rubi Kumari was married with Kanhaiya Kumar (petitioner) in the year 2024 according to Hindu rites and ritual. After marriage, informant had gone to her matrimonial house with gifted article and started leading conjugal life peacefully for some days. Thereafter, on 27.03.2026, all the FIR named accused persons including the petitioner started torturing the informant mentally and physically for fulfillment of Rs. 5,00,000/- and a motor-cycle as dowry within seven years of marriage. When informant protested then accused persons tortured her in so many ways for fulfillment of aforesaid dowry and lastly, ousted her from the house with dire consequences and forcibly kept her ornaments. 4. Learned counsel for the petitioner has submitted that the petitioner is innocent and he is the husband of the informant. He has further	

Contd./ 16.07.2026	submitted that the petitioner is ready to keep the informant as his wife with dignity and honour. So, prayed for anticipatory bail. On the other hand, learned P.P. assisted by learned counsel for the informant has opposed the prayer of bail of the petitioner. 5. I have heard the rival submission of both parties and perused the original case record. From perusal of the record, it appears that the present case is based on marital dispute and petitioner is the husband of the informant. On 10.06.2026, both husband and wife went together as per direction of the court to improve their conjugal relationship by staying together for a few days. Today, both of them physically appeared in the court with their respective counsels. The informant says that her husband took her with him but did not maintain her properly. On which the petitioner says that he kept his wife with him properly and also took care of her to the best of his capacity, but his wife is angry with him and does not want to live with him. The informant was persuaded to settle down the dispute but she remained adamant not to go with her husband. It seems that the informant is afraid of about the atrocities on her committed by her husband. Learned P.P. assisted by learned counsel for the informant has stated that when the informant is separated from her husband, she will face financial difficulties and will need money for her maintenance. Wife is pregnant of five months and need extra care and medicine. In this regard, the learned counsel for the petitioner has submitted that the petitioner is ready to pay Rs. 3,500/- per month to the informant for her maintenance. In addition to that alleged sections are not punishable with more than seven years of imprisonment, hence, law laid down by the Hon'ble Supreme Court in the case of Arnesh Kumar Vrs. State of Bihar (2014)8 SCC 273 and Satyendra Kumar Antil Vs. C.B.I. is squarely applicable to the facts of this case. 6. So, under the facts and circumstances of the case, the prayer for anticipatory bail of the petitioner, namely, Kanhaiya Kumar is allowed. He, in the event of surrender within a fortnight from the date of receipt of this order before the Court below or arrest, shall be released on bail	
-----------------------	--	--

Contd./ 16.07.2026	on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each, subject to the conditions as laid down u/s. 482 BNSS and subject to condition that the petitioner being husband of the informant will pay Rs. 3,500/- per month to the informant for her maintenance until a settlement is reached between the two of them, failing which Ld. Court below is in liberty to cancel his bail bond. (Dictated & corrected by me) sd/- (Kanhaiya Jee Choudhary) Pr. District & Sessions Judge, Purnea.	
-----------------------	--	--

Date of Judgment/Order -	16.07.2026
Date of Reserving Judgment/Order -	16.07.2026
Uploading Date -	22.07.2026
Uploaded by -	Dhrubajyoti Lahiri, Stenographer