

The Court of 2nd Dist. & Additional Sessions Judge, Bikramganj, Bihar

A.B.P. NO. 360/2025 and A.B.P. No. 473/2025

Mahila P.S. Case no. 44/2022

Date of Order or Proceeding	Order with the Signature of the Court	Office action taken with date
10.03.2026	<p>An anticipatory bail petition (ABP 360/2025) has been filed on behalf of accused petitioner namely (1) Kripal Gupta @ Kripanidhan (2) Dulari Kunwar (3) Chinta Devi (4) Priti Devi and another anticipatory bail petition (ABP 473/2025) has been filed on behalf of accused petitioner namely Sonu Gupta @ Jagta Nand Prasad. The petitioners are apprehending their arrest in connection with Mahila P.S. Case no. 44/2022, registered u/s 341, 323, 120(B), 498(A), 504, 506, 34 of IPC and 3 and 4 of DP Act.</p> <p>Case has been heard jointly and was posted for an order today. Both petitions are going to be disposed off with this common order for convenience.</p> <p>Sri Shashikant Dubey, Ld. counsel on behalf of accused petitioners appeared and submitted that applicants are innocent and has not committed any offence and they have falsely been implicated in this case. He further submits that the petitioners in ABP No. 360/2025 are Bhaisur , mother-in-law and gotini of the informant and the petitioner in ABP No. 473/2025 is husband of the informant. The allegations against them is general and vague in nature. The petitioner is ready to abide all the conditions of bail. Hence his application for anticipatory bail be allowed.</p> <p>Ld. APP appearing on behalf of State has opposed the anticipatory bail application. He argued that matter of an application has been registered under sections registered u/s 341, 323, 120(B), 498(A), 504, 506, 34 of IPC and 3 and 4 of DP Act. Hence the instant anticipatory bail application be rejected.</p>	

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Cont..... 10.03.2026	<p>Perused the record of case and material available on record. From perusal it transpires that the instant case has been filed on the written application of informant namely Sanjana Devi. The instant case has been filed against the petitioners and one other for the offence punishable under sections registered u/s 341, 323, 120(B), 498(A), 504, 506, 34 of IPC and 3 and 4 of DP Act.</p> <p>After receiving of the Case record, a notice was issued to the informant of Case and she appeared through her lawyer on 24/07/2025 in ABP 360. Since then this court has taken efforts to settle down the dispute between the parties but all efforts went unfruitful. The parties failed settled their dispute in amicable manner. On perusal of LCR, it transpires that the allegations are omnibus in nature. More over the case is triable by the Magistrate. Apex Court in Arnesh Kumar case, dealing with the issue of "deliberate and rampant misuse of provisions of Section 498-A of IPC as a tool of harassment by a disgruntled wife has pleased to issued guide line to court. On perusal of Para 24 of case dairy prima facie revels the the petitioners are of clean antecedent. More over, in this case charge sheet has been submitted so there is very less chance of directly or indirectly make any inducement to the witness if released on bail.</p> <p>Considering the above enumerated facts and circumstances and lack of criminal antecedent of the petitioners, the prayer for bail of the petitioners in <u>A.B.P. NO. 360/2025 and A.B.P. No. 473/2025</u> stands allowed.</p> <p>Let the petitioners be released on</p>	

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Cont..... 10.03.2026	<p>bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the Ld. Court below in the event of arrest or surrender with direction that the petitioners shall</p> <p>i. The petitioner shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or tamper with the evidence.</p> <p>ii. The petitioner shall cooperate in the trial sincerely without seeking any adjournment.</p> <p style="text-align: center;">In case of failure, the court shall be at liberty to cancel bail.</p> <p style="text-align: center;">Let a copy of this order with LCR be transmitted to Ld. Court below forthwith. O/C is directed to deposit the record as per rules.</p> <p style="text-align: center;">(Dictated)</p> <p style="text-align: center;">2nd D & ASJ Bikramganj</p>	