

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

A.B.P. NO. 383/2025

Suryapura P.S Case No. 65/2025

Date of Order or Proceeding	Order with the Signature of the Court	Office action taken with date
06.06.2026	An anticipatory bail petition has been filed on behalf of accused petitioners namely (1) Pushpanjali Kumari (2) Kedar Singh (3) Nira Devi (4) Sunil Singh who are apprehending their arrest in connection with Suryapura P.S Case No. 65/2025, registered u/s 126(2), 115(2), 86, 316(2), 351(2), 352 and 3(5) of BNS, 2023. Case has been heard and was posted for an order today. Mr. Shiv Kumar Singh, Ld. counsel on behalf of accused appeared and submitted that applicant is innocent and have not committed any offence and they have falsely been implicated in this case. He further submits that no specific overt act has been allaged against her, so no. of section mentioned in the FIR is applicable at least against the husband of the informant. The petitioners are ready to abide all the conditions of bail. Hence their application for anticipatory bail be allowed. Ld. APP appearing on behalf of State has opposed the anticipatory bail application. He argued that matter of an application has been registered under section 126(2), 115(2), 86, 316(2), 351(2), 352 and 3(5) of BNS, 2023. Hence the instant anticipatory bail application be rejected. 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 Rani Kumari. The instant case has been filed against the petitioners and one other for the offence punishable under sections 126(2), 115(2), 86, 316(2), 351(2), 352 and 3(5) of BNS, 2023. After receiving of the Case record, a notice was issued to the informant of Case. Rani Kumari appeared through her lawyer on 24/09/2025. The parties failed settled their dispute in amicable manner. On perusal	

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Cont..... 06.06.2026	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 issued guide line to court. Petitioner claims clean antecedent on affidavit. On perusal of para no. 25 of case dairy, prima facie revels that the petitioners have no criminal antecedent. From perusal of para no. 25 of case dairy it transpires that the petitioners has co-operated in the investigation. Considering the above enumerated facts & circumstances and lack of criminal antecedent, the prayer for bail of the petitioners stands allowed. Let the petitioners be released on 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 cooperate with the trial and make himself available as and when so required and in case of failure, the court shall be at liberty to cancel bail. The petitioners are directed remain present physically till framing of charge. Let a copy of this order be transmitted to Ld. Court below forthwith. O/C is directed to deposit the record as per rules. (Dictated) 2nd D & ASJ Bikramganj	