

In the court of Mahesh Kumar, District & Additional Sessions Judge-1st, Sheohar
A.B.P. Case No. 134/2026
Complaint Case No. 31/2026
Bhikari Mahto Vs. State of Bihar

ORDER

18.04.2026

The anticipatory bail petition dated 26.03.2026 has been filed on behalf of the petitioner namely **Bhikari Mahto**, in connection with Complaint Case No. 31/2017 registered for the offence u/s 323, 379, 504 and 498(A) of I.P.C. and the same has been put today for the order.

The prosecution story in brief is that the complainant Mina Kumari stated that her marriage was solemnized with Bhikari Mahto on 05.05.2003 according to Hindu rites and rituals. In this marriage, her father has given Rs.50,000 for household goods, Rs 1,00,000 spent on marriage and Rs. 50,000 spent on furniture and T.V. At the time of "Bidai", the her husband started to demand 2 lac and one cattle as dowry. Somehow Bidai has been completed and the complainant went to her matrimonial house. After some time of marriage, all accused persons started to demand 2 lac rupees and one cattle as dowry. When she refused to do so, all the accused persons beaten her and used to say that she has to bring the said amount of dowry from her father. Lastly they drove out the complainant from her matrimonial home on 01.03.2017.

The Learned counsel for the petitioner submitted that petitioner is innocent and he has committed no offence whatsoever as alleged. It is further submitted that the allegation of complaint petition is false, frivolous, baseless and concocted. The petitioner has no criminal antecedent and the petitioner is quite innocent. He is ready to keep his wife, but the complainant (wife) never wants to live with the petitioner.. The petitioner has been falsely implicated in this case.

The Ld. Additional Special P.P. and learned advocate on behalf of the complainant have opposed the prayer for anticipatory bail. Learned counsel for stated that the petitioner is the husband of the informant and he is

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not ready to keep his wife. The petitioner not only failed to perform his duty but he also started to demand dowry from the complainant and when the complainant opposed the demand of petitioner then the petitioner started to torture her and lastly he drove out the complainant from her matrimonial house.

Heard both the parties and perused the record.

After perusal of the FIR, it is clear that the case has been instituted u/s 323, 379, 504 and 498(A) of I.P.C. From the perusal of the case record it appears that the petitioner is the husband of the complainant and he is ready to keep his wife, but the complainant (wife) never wants to live with the petitioner (husband). He want to keep his wife with full dignity and care. The petitioner has no criminal antecedent. The complainant is supervisor in Nagar Panchayat and she is earning money and she is not ready to live with her husband / petitioner.

Thus, considering the aforesaid facts and circumstances of the case this Court is inclined to admit the petitioner to anticipatory bail. It is therefore ordered that in the event of arrest or surrender before the trial court within four weeks from the date of this order the accused person / petitioner namely, **Bhikari Mahto**, is directed to be released on bail after furnishing bail bond of Rs. 10,000 (Ten Thousands) with two sureties with condition that he will comply the conditions mentioned under section 482(2) of B.N.S.S.

(Dictated)

Mahesh Kumar,

District & Additional Sessions Judge-1st,
Sheohar
18.04.2026