

In the Court of S.M.F. Bari, 1st Addl. Sessions Judge, Saran at Chapra.
ABP no. 1988/2026(Marhowrah P.S. case no. 117/2026)
Sonu Kumar Gupta versus State of Bihar.
O R D E R

30.7.2026

Heard learned counsel for the petitioner as well as learned Addl. P.P. for the State on anticipatory bail petition of petitioner namely Sonu Kumar Yadav who is apprehending his arrest in the above referred case registered u/s 318(2)/64 of BNS.

FIR of this case has been registered on the basis of written application of informant Putul Devi that she was married 10 years ago with Babu Chand Sah, who died before two years. It is further alleged that the informant was in talking terms with the accused petitioner who is relation of the husband of informant. Later on the accused petitioner made physical relation with her on the ground of marriage and in that course he has taken Rs. 1 lakh from the informant and when the informant asked for marriage,, the petitioner denied for marriage.

It is submitted on behalf of the petitioner that he is innocent, he has not committed any offence and has been falsely implicated in this case due to suspicion, consensual relation between two adults can not be equated to rape, no any regular or anticipatory bail petition has been filed by the petitioner in any court of law, he is a person of clean antecedent, and he is ready to furnish sureties as required by the Court. Therefore, it is prayed that the petitioners may be enlarged on anticipatory bail.

The learned Addl. P.P. opposed the prayer for anticipatory bail.

Perused the record and on perusal of the same, allegation against the petitioner is that he has made sexual relation with the informant (widow) on the ground of marriage, taken Rs. 1 lakh from the informant on the ground of marriage and later on denied for marriage. Informant in her statement recorded at para no. 2 of the case diary has fully supported the prosecution case. At para no. 58 of case diary, there is statement of victim recorded u/s 183 of BNSS in which she has supported her case. At para no. 8 of the case diary, there is statement of witness who is mother of the victim. This witness has also supported the prosecution case and stated that the petitioner used to make physical relation with her daughter (informant) on the ground of marriage and later on he denied for marriage. Investigation is afoot in this matter.

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Considering the above facts and circumstances of the case, gravity of accusation and also for the reasons mentioned above, I do not think it proper to enlarge the petitioner on bail. Accordingly, anticipatory bail petition of the petitioner is hereby rejected.

(Dictated)


1st Addl. Sessions Judge, Saran.