

In the Court of Principal District & Sessions Judge, Sitamarhi.

Dated, Sitamarhi, the 13th April, 2026.

**Present :-Akhilesh Kumar Jha, Principal District & Sessions Judge,
Sitamarhi.**

A.B.P No:- 195/2026

In the matter of :-

**Amit Kumar S/O Sant Ram, R/O Birakh, PS- Sursand,
Distt.Sitamarhi.....Petitioner.**

V/S

State of Bihar.....Opposite Party.

Appearance:

For the petitioner:- Sri Randhir Kumar Verma, Advocate.

For the State:- Sri Prafulla Kumar Jha, I/C P.P.

Date of order or proceeding.	Order with the signature of the court.	Office action taken with date.
13.04.2026.	<p>1. This anticipatory bail petition has been filed on behalf of the petitioner namely, Amit Kumar who is apprehending his arrest in connection with CI- 6/24 registered u/ss: 323,498A IPC.</p> <p>2. Heard the learned counsel for the petitioner and the learned I/C PP for the State.</p> <p>3. The learned counsel for the petitioner submitted that the petitioner is husband of the complainant. Allegations against the petitioner are vague. Petitioner has committed no offence. There is no injury report of complainant in this case. Further submitted that after two days of marriage differences arose between the complainant and petitioner. The parents of the petitioner and members of society tried to settle the matter, in this regard panchayati was held and complainant petitioner got separated and both sides returned articles belonging to each other. The complainant intentionally has not disclosed the fact in the complaint petition. The complainant does not want to live with the petitioner. Further submitted that earlier matter was referred to mediation which did not bring any result as complainant did not appear there. The punishment prescribed for the offence</p>	

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u/ss: 323,498A is less than 7 years of imprisonment. On these grounds, the learned counsel prayed for grant of anticipatory bail to the petitioner.

4. On the other hand, the learned I/C PP submitted that petitioner is husband of the complainant and the learned Magistrate after finding prima-facie material took cognizance of offence u/ss: 323,498A IPC against petitioner. Therefore, the petitioner does not deserve anticipatory bail and his anticipatory bail petition is liable to be rejected.

5. Heard both sides and perused the record.

6. The case of complainant as per CI- 6/24 filed by the complainant namely, Ruby Kumari is that her marriage was solemnized with Amit Kumar on 26.2.2023 as per Hindu rites and rituals and thereafter she was being subjected to cruelty by the accused persons due to non-fulfillment of demand of a motorcycle and cash Rs. fifty thousand. Ultimately, on 12.12.2023 the accused persons committed mar-pit with her and ousted from the matrimonial home.

7. Perusal of record shows that the petitioner is husband of the complainant. The case was instituted on complaint. Allegation of assault is not supported by any injury report, which has also been admitted by learned I/C PP. Punishment prescribed for offences u/ss: 323,498A IPC is punishable less than 7 years.

8. The petitioner was granted interim anticipatory bail by learned predecessor of this Court vide order dated 25.02.2026. There is nothing on record that petitioner has misused the liberty. Punishment provided for the offences u/ss: 323,498A IPC are punishable with less than 7 years of imprisonment.

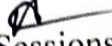
9. In view of the above, interim anticipatory bail granted vide order dated 25.02.2026 is hereby confirmed subject to same terms and conditions and further condition as per

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section 482(2)(ii)(iii)(iv) of the BNSS.

(Dictated)


Principal Sessions Judge,
Sitamarhi.
13.04.2026.

Date of Judgment /Order	13.04.2026.
Date of Reserving Judgment/Order	13.04.2026.
Uploading Date	17/04/2026
Uploaded by	Punushtam Kumar