

IN THE COURT OF SESSIONS JUDGE, CAMP COURT WEST CHAMPARAN AT BAGAHA
Anticipatory Bail Petition No. : 04/2026
(Arising out of Complaint Case No. 771/2023)

Pradeep Ram S/o-Shree Awadhesh Ram, aged about 26 years, R/o-Village-Narkatiya, P.S. Gopalpur, District-West Champaran.

-----Petitioner

Versus

State of Bihar

-----Opposite Party

Ld. Counsel for the Petitioner	-	Sri Marindra Mohan Tiwari
Ld. Counsel for the Complainant	-	Sri Marindra Mohan Tiwari
Learned Counsel for the State	-	Sri Prabhu Prasad (Ld. A.P.P.-I/C)

16.05.2026 This anticipatory bail petition has been filed on behalf of above named petitioner, apprehending arrest in connection with **Complaint Case No. 771/2023**, registered for the offences under sections-498(A), 323 of I.P.C. and 3/4 of D.P. Act.

Prosecution case

2. The complainant case in brief is that the complainant was married to the present petitioner on 27.04.2019, according to Hindu rites and customs, and after the Gauna ceremony on 06.03.2020, she started living at her matrimonial home. It has been alleged that after giving birth to twin daughters, the accused including the petitioner, started torturing her for dowry, demanding a motorcycle from her parental family and threatening that her husband (petitioner) would remarry if the demand was not fulfilled. Despite intervention through village Panchayat by her mother and witnesses, the accused persons allegedly refused to change their behavior. They snatched her belongings, and ousted her from the house. Since then, she has been living at her parental home for the past two years and the accused persons have neither contacted her nor taken steps to bring her back.

Submissions of petitioner

3. Learned counsel for the petitioner submitted that no bail application, either anticipatory or regular has ever been filed on

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behalf of petitioner either before this court or before Hon'ble High Court, Patna. The petitioner has got no criminal antecedent. It is further submitted that the petitioner is quite innocent and has committed no offence. The petitioner been falsely implicated in this case. The entire complaint case is maliciously false, baseless and concocted, having been engineered in the background dirty village politics. Another case, Bagaha Pathkhauri P.S. Case No. 158/2024 has been instituted by the complainant on the basis of same occurrence. On these grounds prayed for privilege of anticipatory bail.

Submission of State

4. Learned counsel for the complainant supporting Ld. P.P. I/C vehemently opposed the prayer of bail and submitted that the petitioner does not deserve privilege of anticipatory bail.

Discussion

5. Heard and perused the record. Petitioner is the husband of the informant. Several attempts were made to bring out settlement between the husband (petitioner) and wife (Complainant). Petitioner was married with the complainant on 27-04-2019 and they have two children (twins) out their wedlock. The allegation has been made against the husband in the complaint petition supported by the statement on oath of the victim as well as by three inquiry witnesses. The complainant along with children appeared before the court and submitted that she has not been given any maintenance and children are not being taken care of by the petitioner. The petitioner has

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waited till N.B.W. to be issued against him on 28-11-2025 before filing the present anticipatory bail petition.

6. Having regard to the allegations made in the complaint and the petitioner being husband against whom allegations of demand of dowry and consequent torture have been made by the complainant, this court is of the opinion that this is not a fit case for grant of anticipatory bail.

However the petitioner will be at liberty to take legal recourse before the Court below and the same shall be considered by the Ld. Magistrate in the light of the directions of the Hon'ble Apex Court with respect to conduct of proceeding in arising out of charges u/s-498A I.P.C. in *Md. Ashfak Alam Vs. The State of Jharkhand* (2023 INSC 660).

Result

7. Accordingly, prayer for anticipatory bail of the petitioner is hereby **rejected**.

This order is dictated and corrected by me.

Anamika
16/5/26

(Anamika T.)
Sessions Judge

West Champaran, Bagaha Camp Court
16.05.2026

Date of Order	16-05-2026
Date of Reserving Order	16-05-2026
Uploading Date	-05-2026
Uploaded by	Ratnesh Tiwari, Stenographer, DJ Court