

IN THE COURT OF SESSIONS JUDGE, CAMP COURT
WEST CHAMPARAN AT BAGAHA
A.B.P. No- 808/2025
Arising out of Mahila P.S. Case No. 05/2025

1. **Rana Pratap Thakur** S/o- Praduman Thakur, aged about 37 years, R/o-Vill- Malkauli Ward no. 02, P.S. Pathkauli, District- West Champaran.

.....Petitioner

Versus
State of Bihar

On behalf of the petitioner----Ld. Counsel, Sri Upadhyay Sunil Kumar
On behalf of the State ----- Ld. P.P. Sri Prabhu Prasad (Ld. P.P.-I/C)
On behalf of the informant—Ld. Counsel, Sri Manidra Mohan Tiwari

18-03-2026

1. This anticipatory bail petition has been filed on behalf of above named petitioner, apprehending arrest in connection with **Mahila P.S. Case No.- 05/2025, Tr. No. 3121/2025**, for the offences punishable under section- 115(2), 85, 352 of BNS.

Prosecution case

2. The prosecution story in brief is that on 19.11.2013 marriage of the informant was solemnized with the petitioner. The second day she came at her matrimonial house. She lived happily for a while, but after some time the petitioner started torturing the informant mentally and physically. The husband and father-in-law of the informant assaulted her repeatedly after closing of room. The relatives of both parties performed panchayati, but it failed. Out of the wedlock, three sons were born. The husband of the informant taught his sons bad habits and when the informant raised objection, he assaulted her.

Submissions of petitioner

3. Learned counsel for the petitioner submitted that this is first bail petition and no other bail petition has ever been filed earlier than this on behalf of this petitioner either before this court or any other superior court. One criminal case bearing Barharia P.S. Case No. 528/2014, under sections 363, 366(A), 376 of IPC has been instituted against the petitioner and others, but petitioner was acquitted in this case. The petitioner is quite innocent and has committed no offence as alleged against him by the prosecution. The petitioner is falsely implicated in this case due to ulterior motive and local dirty politics. The sections mentioned in the FIR are not

P.O.- Anamika T., Sessions Judge, West Champaran, at Bagaha, Camp Court.

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applicable against the petitioner. The petitioner is ready to keep the informant in his house with full dignity and manner. The informant on affidavit has accepted that she lived in adultery and document was also prepared before notary public for divorce. From perusal of the FIR it is clear that the petitioner has not made any demand of dowry either from the informant or from mother and father. During investigation the I.O. of the case submitted charge sheet against the petitioner and others after giving of 35(3) BNSS notice. Trial court was took cognizance against the petitioner on 02.08.2025. The case of prosecution has been registered under non-bailable section so there is serious apprehension of arrest the petitioner by the police. On these grounds prayed for privilege of anticipatory bail.

Submission of State

4. Learned P.P. has vehemently opposed the prayer of anticipatory bail.

Discussion

5. Heard and perused the case diary. The petitioner was given the benefit of section 35(3) of BNSS. As per para no. 25 of the case diary there are no criminal antecedent recorded against Rana Pratap Thakur, son of the informant at para no. 2 of the case diary states that his mother used to beat him and when the father raised objection, there was quarrel between parents. The husband of the informant and her father-in-law were never seen torturing as per the version of witnesses at para no. 45, 46 and 47 of the case diary. On the basis of the Admission Register of Ummeed Hospital, a certificate was issued stating that informant was never admitted nor received treatment in the hospital.

6. Having regard to the testimony of the witnesses, clean antecedents, the cooperation extended by the petitioner during course of investigation and allegations regarding abortion and removal of uterus falsified not by the Admission Register of the hospital, a case for grant of anticipatory bail is made out.

Result

7. Accordingly this anticipatory bail petition filed by above named P.O.- Anamika T., Sessions Judge, West Champaran, at Bagaha, Camp Court.

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petitioner is hereby **Allowed**. In the event of arrest or surrender of the petitioners within **30 days** from the date of communication of this order, the petitioner is directed to be enlarged on bail on furnishing bail bonds of Rs. 10,000/- each with two sureties of the like amount each to the satisfaction of the learned Court in seisin with **following condition:**

(i) One of the bailors shall be relative of the petitioner.

(ii) Both the bailors shall provide their contact details- Mobile number, Whatsapp number, e-mail id (if available) **with an undertaking on affidavit** that these contact details shall not be changed till disposal of this case.

(iii) If any of the conditions are violated or facts stated in bail application are found false, the bail bonds of the petitioner shall be cancelled.

This order is dictated and corrected by me.

Anamika
18/03/26

(Anamika T.)
Sessions Judge

West Champaran, Bagaha Camp Court
18-03-2026

Date of Order	18-03-2026
Date of Reserving Order	18-03-2026
Uploading Date	...03-2026
Upoaded by	Suraj Singh Yadav, Stenographer, DJ Court