

IN THE HIGH COURT OF JHARKHAND, RANCHI
A.B.A. No. 5098 of 2026

Birendra Singh, aged about 39 years, S/o Banshi Singh,
resident of village – Junaury, PO – Taranari, PS – Chandrapura,
District – Bokaro, Jharkhand **.... Petitioner**

-- Versus --

The State of Jharkhand **.... Opposite Party**

CORAM: HON'BLE MR. JUSTICE SANJAY KUMAR DWIVEDI

For the Petitioner :- Ms. Trishna Sagar, Advocate

For the State :- Mr. Jitendra Pandey, Advocate

02/09.09.2026 Heard learned counsel appearing for the petitioner as well
as learned counsel appearing for the State.

2. The petitioner is apprehending his arrest in connection with
Penk Narayanpur P.S. Case No.19 of 2026 arising out of Complaint
Case No.220 of 2026, for the alleged offences registered under
Sections 115, 85, 304 and 3(5) of Bharatiya Nyaya Sanhita, 2023
pending in the Court of learned Additional Chief Judicial Magistrate,
Bermo at Tenughat.

3. Learned counsel appearing for the petitioner submits that
the petitioner happened to be husband and the petitioner has been
falsely implicated in this case. She further submits that there are
general and omnibus allegation of torture and demand of dowry.
She then submits that the petitioner has already filed a petition
under Section 9 of Hindu Marriage Act vide Original Suit No.26 of
2026 in which the notices has been issued upon the informant and

the complaint has been lodged on 20.04.2026 which has been converted into FIR later on. On these grounds, she submits that anticipatory bail may kindly be granted.

4. Learned counsel appearing for the State opposes the prayer and submits that the petitioner is husband and in view of that the anticipatory bail may kindly be rejected.

5. Considering that the petitioner has already filed a petition for restitution of conjugal rights under Section 9 of Hindu Marriage Act on 09.01.2026 wherein the complaint case has been lodged on 20.04.2026 which has been converted into FIR later on, I am inclined to provide anticipatory bail to the petitioner.

6. Accordingly, the petitioner, above named, is hereby directed to surrender before the learned Court within three weeks from today, and in the event of his surrender/arrest, the petitioner, above named, shall be released on bail, on furnishing bail bond of Rs.25,000/- (Rupees Twenty Five Thousand), with two sureties of the like amount each, to the satisfaction of learned Additional Chief Judicial Magistrate, Bermo at Tenughat in connection with Penk Narayanpur P.S. Case No.19 of 2026 arising out of Complaint Case No.220 of 2026, subject to the conditions as laid down under Section 482(2) of Bharatiya Nagarik Suraksha Sanhita, 2023.

(Sanjay Kumar Dwivedi, J.)

*Dated 09.09.2026
Sangam/*