

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.6975 of 2015

Arising Out of PS.Case No. -80 Year- 2014 Thana -DHANAHA District-
WESTCHAMPARAN(BETTIAH)

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1. Dhananjay Yadav Son of Heera Yadav @ Nagina Yadav Resident of
Village - Tuniyahawa, Police Station - Dhanaha, District - West
Champaran.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Milind Kumar Mishra

For the Opposite Party/s Mr. Jitendra Kumar Roy-I(App)

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CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA
ORAL ORDER

02/ 23.02.2015 Heard learned counsel for the petitioner, learned Addl.
Public Prosecutor for the State as well as learned counsel for the
informant.

Petitioner being husband of the informant is in jail custody
since 9.6.2014 in a case registered under sections 341, 323, 307,
498A, 504/34 of the IPC and 3/ 4 of the D.P. Act.

The contention on behalf of the petitioner is that prior to
filing of the present case, informant had filed Complaint Case No.
596/2011 in which petitioner was granted provisional bail with
condition that if matrimonial harmony is restored, his provisional bail
shall be confirmed. In compliance of order the petitioner took
informant to his home but again, informant created problem and left
her matrimonial home and lodged the present case with concocted
story. It is further contended by him that so far so-called injury of the

informant is concerned, she has sustained simple injury i.e. too, only abrasion and bruise. It is further contended by him that earlier informant filed Mahila P.S. Case no. 15/2012 for similar occurrence and the aforesaid case was found untrue by the police.

Learned counsel appearing for the informant refuted the above stated submissions arguing that the petitioner not only violated the direction of this court but also brutally assaulted the informant.

Considering the aforesaid facts and circumstances as well as submissions of the parties, let the petitioner be released on bail on furnishing bail bonds of Rs 10,000/- with two sureties of the like amount each to the satisfaction of the Addl. Chief Judicial Magistrate, Bagaha District West Champaran in Dhanaha P.S. Case no. 80/2014.

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(Hemant Kumar Srivastava,J)

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