

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.24916 of 2015

Arising Out of Complaint Case No. -748 Year- 2011 Thana -KHAGARIA COMPALINT CASE
District- KHAGARIA

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1. Mantu Mandal S/o Girbar Mandal @ Garib Das Resident of village -
Bishanpur Dudhaila, P.S. Bihpur, District - Bhagalpur

.... Petitioner/s

Versus

1. The State of Bihar
2. Geeta Devi W/o Mantu Mandal, D/o Ranjeet Mandal Resident of village
- Taliya Bathan, P.S. Pasraha, District - Khagaria

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Binod Kumar

For the Opposite Party/s : Mr. Arun Kumar Pandey(App)

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CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA
ORAL ORDER

2 16-07-2015 Supplementary affidavit is filed on behalf of the
petitioner.

Heard learned counsel for the petitioner as well as
learned Additional Public Prosecutor for the State.

Petitioner happens to be husband of the complainant
(opposite party no. 2) and apprehends his arrest in connection with
Complaint Case No. 748C of 2011 in which cognizance has been
taken for the offence punishable under Section 498(A) of the
Indian Penal Code.

The contention on behalf of the petitioner is that
marriage of petitioner and complainant has already been dissolved

by the Principal Judge, Family Court, Bhagalpur vide order dated 15.04.2015 passed in Matrimonial (Divorce) Case No. 211 of 2011 on the basis of joint compromise petition filed on behalf of the parties and, therefore, petitioner should be granted privilege of anticipatory bail.

Considering the aforesaid facts and circumstances as well as submissions of the parties, this anticipatory bail petition is allowed and it is ordered that petitioner, in the event of his arrest/ surrender within four weeks from the date of receipt of this order to the court concerned, shall be released on bail on furnishing bail bonds of Rs 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the Sub Divisional Judicial Magistrate, Khagaria in Complaint Case No. 748C of 2011 subject to condition as laid down under Section 438(2) of the Cr.P.C.

(Hemant Kumar Srivastava, J)

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