

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.45611 of 2014

Arising Out of PS.Case No. -16 Year- 2014 Thana -DUMRIAGHAT District-
EASTCHAMPARAN(MOTIHARI)

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Jay Prakash Sah, Son of Pundeo Sah, R/o Village Sarotar, P.S. Dumaria
Ghat, District East Champaran

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner : Mr. Ajay Kumar Singh, Adv.
For the Opposite Party : Mr. M.Dayal(App)
Mr. Anil Kumar, Adv.

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CORAM: HONOURABLE THE CHIEF JUSTICE
ORAL ORDER

2 27-01-2015 The petitioner is being tried for offence punishable under Section 498A and allied Sections of I.P.C. and Section 4 of the D.P. Act. The petitioner has been arrested and is in prison since 27.8.2014.

The petitioner filed Bail Petition No.1205 of 2014 in the court of learned 3rd Additional Sessions Judge, Motihari, East Champaran, and the same was dismissed on 9.10.2014. Hence, this application.

The prime allegation against the petitioner is only referable to Section 498-A I.P.C. In the recent past, Hon'ble Supreme Court held that arrest and continued detention, in cases registered under Section 498-A I.P.C. is almost unwarranted. Therefore, further detention of the

petitioner is not at all warranted.

Hence, the petition is allowed. The petitioner shall be released on bail on furnishing bail bonds of Rs.10,000/- (Rs. Ten thousand) with two sureties of the like amount each to the satisfaction of the Chief Judicial Magistrate, Motihari, East Champaran, in connection with Dumariyaghat P.S. Case No.16/2014.

(L. Narasimha Reddy,CJ)

K.C.jha/-

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