

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.9319 of 2015

Arising Out of PS.Case No. -2668 Year- 2012 Thana -BHAGALPUR COMPLAINT CASE District-
BHAGALPUR

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1. Ram Lakhan Prasad Singh Son of Late Saligram Singh Resident of
Village - Kumarpur, P.S. - Sultanganj, District - Bhagalpur.

.... Petitioner/s

Versus

1. The State of Bihar.
2. Bandana Kumari D/o Sri Bhagwan Prasad Resident of Kiranpur, P.S. -
Bath (Sultanganj), District - Bhagalpur.

.... Opposite Party/s

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CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR SRIVASTAVA
ORAL ORDER

4 30-06-2015

Heard learned counsel for the petitioner and
learned Additional Public Prosecutor for the State. No one
appears on behalf of the opposite party No. 2 though notice
has personally been served upon her.

The petitioner happens to be husband of
opposite party No. 2 and apprehends his arrest in
connection with Complaint Case No. 2668 of 2012 in which
cognizance has been taken under Section-498A of the
Indian Penal Code and Section-4 of Dowry Prohibition Act.

At the outset, it is pointed out on behalf of the
petitioner that the petitioner is ready to lead his conjugal life
with opposite party No. 2 but it is the opposite party No. 2
who does not want to lead her married life with the
petitioner, the reasons best known to her. It is pointed out on

behalf of the petitioner that the petitioner made the above-said proposal before the learned Sessions Judge also but the opposite party No. 2 flatly refused to lead her conjugal life with the petitioner.

It appears that opposite party No. 2 is not interested to lead her conjugal life with the petitioner.

No doubt, there is some sort of allegation against the petitioner but taking note of this fact that the marriage of the petitioner was solemnized with the opposite party No. 2 in the year, 2003 and she spent her married life in the house of the petitioner for several years and became mother of two children but all of a sudden, she filed the present complaint case in the year, 2012, let the petitioner named above, in the event of his arrest or surrender within four weeks from the date of receipt/production of copy of the order in the court below, be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each in connection with Complaint Case No. 2668 of 2012 to the satisfaction of Learned Chief Judicial Magistrate, Bhagalpur.

(Hemant Kumar Srivastava, J)

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