

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.12342 of 2015

Arising Out of PS.Case No. -260 Year- 2014 Thana -MAHILA P.S. District- BHOJPUR

Manohar Kumar @ Manohar Singh, Son of Ramashish Singh, Resident of
Village- Dhanpurwa, P.S.- Sasaram (M), District- Sasaram.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

Appearance :

For the Petitioner/s : Mr. Sumeet Kumar Singh, Advocate

For the Opposite Party/s : Mr. Ashok Kumar Singh-1, APP

CORAM: HONOURABLE MR. JUSTICE ASHWANI KUMAR SINGH

ORAL ORDER

3 30-07-2015 Heard learned counsel for the petitioner, learned
counsel for the State and learned counsel for the opposite party
no. 2.

The petitioner seeks anticipatory bail in connection
with Mahila P.S. Case No. 260 of 2014 registered under
Sections 498A of the Indian Penal Code and 3/4 of the Dowry
Prohibition Act.

It is contended that there is no truth behind the
allegations made in the FIR. The petitioner had filed a
matrimonial case vide Matrimonial Case No. 130 of 2014 in the
court of Principal Judge, Family Court, Rohtas at Sasaram on

12.06.2014 for restitution of conjugal rights under Section 9 of the Hindu Marriage Act, 1956 and, thereafter, the present FIR has been instituted on 12.12.2014.

Learned counsel for the informant has vehemently opposed the prayer for bail. He has submitted that no notice was ever served upon informant of the case in respect of matrimonial suit filed by the petitioner.

Be that as it may, regard being had to the facts and circumstances of the case, in the event of arrest or surrender within a period of four weeks in the court below, the petitioner is directed to be released on anticipatory bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Bhojpur, Ara in connection with Mahila P.S. Case No. 260 of 2014 subject to the conditions as laid down under Section 438(2) Cr. P.C.

(Ashwani Kumar Singh, J.)

Sanjeet/-

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