

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.26531 of 2015

Arising Out of PS.Case No. -284 Year- 2014 Thana -PATNA COMPLAINT CASE District-
PATNA

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Mukesh Kumar son of Bijendra Das

.... Petitioner/s

Versus

1. The State of Bihar.
2. Neeru Kumari wife of Mukesh Kumar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Manoj Kumar Pandey, Advocate

For the Opposite Party/s : Mr. Braj Kishore Prasad (App)

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

4 08-12-2015

Heard learned counsels for the petitioner and the

State.

Petitioner is apprehending his arrest in a complaint
case wherein processes were directed to be issued after
cognizance being taken for the offences punishable under
Sections 498A of the Indian Penal Code and Section 34 of the
Dowry Prohibition Act.

The basic accusation is of torture for non-
fulfillment of dowry demand.

Though vide order dated 03.11.2015, notices were
issued to opposite party no.2 but office note dated 02.11.2015
reflects that the ordinary process of notice has been served on
the lawyer of opposite party no.2 appearing before the learned
court below, but none has entered appearance on behalf of

opposite party no.2. The matter was adjourned on 05.11.2015 due non-appearance of opposite party no.2.

Under the circumstances let the notices issued to opposite party no.2 be treated to be deemed validly served.

The learned counsel for the petitioner submits that the petitioner disputes the factum of marriage.

Since none is appearing on behalf of opposite party no.2 to controvert the stand of the petitioner, let the above named petitioner be released on anticipatory bail, in the event of arrest or surrender before the learned Court below within a period of 12 weeks from today, on furnishing bail bond of ₹10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned SDJM, Barh, Patna in connection with Complaint Case No.284 of 2014, subject to the conditions as laid down under Section 438(2) Cr.P.C.

(Dinesh Kumar Singh, J)

Ashwini/-

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