

**IN THE HIGH COURT OF JUDICATURE AT PATNA**

**Criminal Miscellaneous No.13224 of 2015**

Arising Out of PS.Case No. -2488 Year- 2014 Thana -GOPALGANJ COMPLAINT CASE District-  
GOPALGANJ

Gandhi Verma, S/o Late Guljar Verma, Resident of Village -Chaturbagaha,  
P.S. -Jadopur, District- Gopalganj.

.... .... Petitioner

Versus

1. The State of Bihar.  
2. Pramila Devi W/o Muktinath Verma, R/o Village Chaturbagaha, P.S.-  
Jadopur, District- Gopalganj.

.... .... Opposite Parties

**Appearance :**

For the Petitioner/s : Mr. Ranjeet Kumar Pandey, Advocate  
For the State : None

**CORAM: HONOURABLE MR. JUSTICE ASHWANI KUMAR SINGH**  
ORAL ORDER

3 02-09-2015 Heard learned counsel for the petitioner and the  
learned counsel for the complainant.

None appears on behalf of the State.

The petitioner seeks pre-arrest bail in connection  
with Complaint Case No. 2488 of 2014 in which cognizance has  
been taken under Sections 448, 354, 379 and 506 of the Indian  
Penal Code.

It is contended that the instant complaint is a gross  
misuse of the process of court. The complainant took no steps  
under Sections 154(1) and 154(3) of the Code of Criminal  
Procedure and with an intention to humiliate and harass the

petitioner who is uncle-in-law of the complainant instituted a false complaint before the Court. He has further contended that apart from the offences punishable under Sections 354 and 379 of the Indian Penal Code, all other sections are bailable in nature.

On the other hand, learned counsel for the complainant has vehemently opposed the prayer for pre-arrest bail of the petitioner. He has submitted that the petitioner being uncle-in-law of the complainant had outraged the modesty of the complainant.

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 six weeks from today, 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 Judicial Magistrate-1<sup>st</sup> Class, Gopalganj in connection with Trial No. 4846 of 2014 arising out of Complaint Case No. 2488 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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