

IN THE HIGH COURT OF JUDICATURE AT PATNA  
Criminal Miscellaneous No.6256 of 2015

Arising Out of PS.Case No. -392 Year- 2012 Thana -AURANGABAD COMPLAINT CASE  
District- AURANGABAD

1. Ajay Kumar Singh S/o Late Mushafir Singh Resident of village -  
Nawakhap, P.O. Sagahi, P.S. Gurua, District - Gaya

.... .. Petitioner/s

Versus

1. The State of Bihar

.... .. Opposite Party/s

Appearance :  
For the Petitioner/s : Mr. Pramod Kumar Singh  
For the Opposite Party/s : Mr. Suresh Pd.Singh(App)

CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR  
SRIVASTAVA  
ORAL ORDER

02/ 16.02.2015 Heard learned counsel for the petitioner as well as learned  
Addl. Public Prosecutor for the State.

Petitioner apprehends his arrest in connection with  
Complaint Case No. 392/2012 in which cognizance has been taken  
under sections 498A and 494 of the IPC.

Admittedly, petitioner is husband of the complainant and his  
marriage with the complainant was solemnized on 19.5.2002 whereas  
complaint case was filed in the year 2012.

The contention on behalf of the petitioner is that petitioner  
got compassionate appointment in place of his father and he has to  
maintain joint family having seven brothers. The complainant made  
protest and refused to reside in joint family and that was the reason  
she left her matrimonial home in the year 2005 which is evident from  
annexure 2 to this petition. It is further contended by him that the  
complainant had filed a maintenance case and so far as allegation of

second marriage of the petitioner is concerned, same is completely baseless and false.

Considering the aforesaid facts and circumstances as well as submissions of the parties, this anticipatory bail petition is allowed and it is ordered that in the event of arrest/ surrender within four weeks from the date of receipt of this order to the concerned court, let the petitioner be released on bail on furnishing bail bonds of Rs 10,000/- with two sureties of the like amount each to the satisfaction of the Chief Judicial Magistrate, Aurangabad in Complaint Case No. 392/2012 subject to condition as laid down under section 438(2) of the Cr.P.C.

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(Hemant Kumar Srivastava,J)

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