

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.39996 of 2014

Arising Out of PS.Case No. -105 Year- 2013 Thana -PATNA COMPLAINT CASE District-
PATNA

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Akhilesh Yadav @ Akhilesh Kumar @ Akhilesh Kumar Yadav, Son of
Lalan Prasad Yadav, Resident of Mohalla-Nurpur, Katra Bazar, P.S.-
Malsalami, District-Patna.

.... Petitioner

Versus

1. The State of Bihar
2. Seema Devi Wife of Akhilesh Yadav, Daughter of Raja Ram Yadav
Resident of Nurpur Katra, P.S.-Malsalami, District-Patna and presently
residing at Gawal Toli, Kumhrar, P.S.-Agam Kuan, District-Patna.

.... Opposite Parties

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Appearance :

For the Petitioner/s : Mr. Sanjay Prakash Verma

For the Opposite Party/s : Mr. C.Sen Prasad Singh, APP

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CORAM: HONOURABLE THE CHIEF JUSTICE

ORAL ORDER

2 16-01-2015

The petitioner is being tried for offence punishable under Section 498-A of the Indian Penal Code. The petitioner has been arrested and is in prison since 11.6.2014.

The petitioner filed Bail Petition No. 448 of 2014 in the court of 1st Additional Sessions Judge, Patna City and the same was dismissed on 28.8.2014. Hence, this application.

The allegations against the petitioner are only referable to Section 498-A, IPC. In the recent past Hon'ble Supreme Court held that arrest and continued detention, in cases

registered under Section 498-A, IPC is almost unwarranted. Therefore, further detention of the petitioner is not at all warranted.

Hence, the petition is allowed. The petitioner shall be released on bail on furnishing bail bond of Rs.10,000/- (Rs. Ten thousand) with two sureties of the like amount each to the satisfaction of the Sub Divisional Judicial Magistrate, Patna City in connection with Complaint Case No. 105 of 2013.

(L. Narasimha Reddy,CJ)

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