

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.36158 of 2014**

Arising Out of PS.Case No. -46 Year- 2013 Thana -MAHILA THANA District- BEGUSARAI

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1. Rajnish Thakur @ Chiku S/o Sri Ram Bilash Thakur Resident of Village  
Rajaura, P.S. Mufassil, District Begusarai.

.... .... Petitioner/s

Versus

The State of Bihar

.... .... Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Sandip Kumar Gautam

For the Opposite Party/s : Mr. Madan Kumar(App)

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**CORAM: HONOURABLE MR. JUSTICE NAVANITI PRASAD**  
**SINGH**  
**ORAL ORDER**

2      13-03-2015      Petitioner is the husband, who apprehends arrest in  
  
Begusarai Mahila P.S. Case no. 46 of 2013 instituted under  
  
sections 498-A/34 of the Indian Penal Code and also under section  
  
¾ of the Dowry Prohibition Act.

Learned counsel for the petitioner points out that  
  
the complaint to the Mahila Police Station was lodged on  
  
02.08.2013 whereas the informant herself has left the house on  
  
17.07.2012, where after the petitioner had filed a case before the  
  
Principal Judge, Family Court, Begusarai for restitution of  
  
conjugal right on 28.08.2012. Subsequently there being no co-  
  
habitation, when the petitioner came to know that the informant  
  
had become pregnant, he withdrew the restitution case and had  
  
also filed a divorce case being Divorce Case No. 130 of 2013. It

is in retaliation to this that the present case has been lodged by the informant.

Be that as it may, in the event of arrest or surrender of the petitioner within four weeks from today, the petitioner above named shall be released on bail on furnishing bonds of Rs.10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of the Sub-divisional Judicial Magistrate, Begusarai in connection with Begusarai Mahila P.S. Case No. 46 of 2013 subject to all conditions as laid down in section 438(2) of the Code of Criminal Procedure, 1973.

**(Navaniti Prasad Singh, J)**

Amin/-

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