

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.50097 of 2015**

Arising Out of PS.Case No. -139 Year- 2012 Thana -JEHANABAD COMPLAINT CASE District-  
JEHANABAD

=====

Suraj Vishwakarma Son of Late Ram Bilash Vishwakarma Resident of  
Village - Ramchandrapur, Police Station - Laheri, District - Nalanda.

.... .... Petitioner/s

Versus

1. The State of Bihar.  
2. Rubi Devi @ Reena Kumari Daughter of Sheo Shankar Mistri Resident  
of Diwapur, P.S. Kako, District - Jehanabad.

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

=====

**Appearance :**

For the Petitioner/s : Mr. Mrityunjay Kumar  
For the Opposite Party/s : Mr. Sanjay Kumar Singh (App)

=====

**CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN SHARMA**  
**ORAL ORDER**

3      08-02-2016                      Heard learned counsel for the petitioner and learned  
A.P.P. representing the State.

The petitioner seeks bail in connection with Complaint  
Case No. 139 of 2012 registered for the offences punishable under  
Sections 498-A of the Indian Penal Code and Section 4 of the  
Dowry Prohibition Act.

Allegedly, the petitioner being the husband of the  
complainant, due to non-fulfillment of demand of additional  
dowry, assaulted her and snatched her ornaments and further  
ousted from her in-laws house.

Submission is of false implication and that the  
petitioner was the second husband of the complainant and she has  
again married with the brother of her sister-in-law, which is

apparent from the certificate dated 17.08.2013 issued by the Sarnanch, Grampanchyat, Khalispur and the petitioner in this false case, is suffering in custody since 27.07.2015, having no criminal antecedent.

The learned A.P.P. duly assisted by learned counsel for the opposite party no. 2 opposes the prayer of bail by submitting that the petitioner has married with another lady and further he is not providing any maintenance to the complainant.

In the facts and circumstances stated above, considering that no injury has been caused to the complainant and, as such, the petitioner, above named, is directed to be released on bail on execution of bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the Learned S.D.J.M., Jehanabad in Complaint Case No. 139 of 2012 subject to the conditions that one of the bailors must be near relative and another having sufficient immovable property within the territorial jurisdiction of the court concerned and the petitioner shall remain present on each and every date during trial and the default on two consecutive dates on his part without any reason shall disentitle the petitioner from privilege of bail.

**(Jitendra Mohan Sharma, J)**

sushma/-

|   |  |   |  |
|---|--|---|--|
| U |  | T |  |
|---|--|---|--|