

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.25312 of 2016

Arising Out of PS.Case No. -111 Year- 2016 Thana -BHAGALPUR KOTWALI District-
BHAGALPUR

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Pankaj Kumar Mandal @ Pankaj Kumar Modi Son of Jichho Mandal

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ajay Kumar Jha

For the Opposite Party/s : Mr. Durgesh Nandan(App)

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

2 22-06-2016

Heard learned counsels for the petitioner and the
State.

The petitioner is apprehending arrest in a case
registered for the offences punishable under Sections 323, 341,
379, 354B, 504 and 506 of the Indian Penal Code.

Prosecution case is that the informant being wife of
the petitioner filed Maintenance Case No.161/2014 before the
Family Court, Bhagalpur, claiming that on 10.03.2016 when the
informant was present in the Court for appearance in the
maintenance case then the petitioner made assault on her head
with a bamboo, misbehaved and threatened to face dire
consequences. It is also alleged that the petitioner took away
gold chain from the informant.

It is submitted by learned counsel for the petitioner

that the petitioner at earlier point of time filed Matrimonial Suit No.432/2014, for restitution of conjugal rights and he came to the Court to appear in matrimonial suit, hence, maliciously the accusation has been levelled. The injury has been found to be superficial and simple in nature.

Considering the accusation being levelled in the background of matrimonial dispute, it is a case for consideration of prayer for regular bail.

Let the learned Court below consider the prayer for regular bail of the petitioner, if the petitioner surrenders within a period of six weeks in connection with Kotwali (Adampur) P.S. Case No.111/2016, pending before the learned CJM, Bhagalpur.

With the above observation, this application is, accordingly, disposed off.

(Dinesh Kumar Singh, J)

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