

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.46651 of 2016

Arising Out of PS.Case No. -2632 Year- 2013 Thana -SARAN COMPLAINT CASE District-
SARAN

Niraj Kumar Singh @ Guddu Singh @ Niraj Singh S/o Rabindra Singh R/o
Village- Samhota, P.S.- Kopa, Distt- Saran at Chapra.

.... Petitioner/s

Versus

1. The State of Bihar
2. Rekha Devi W/o Niraj Singh @ Guddu Singh R/o Village- Kopa, P.S.-
Kopa, District- Saran at Chapra.
3. Lalan Singh S/o Late Baidya Nath Singh of Village- Kachar, P.S.-
Revilganj, Dist- Saran at Chapra.

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Nawal Kishore Singh
For the Opposite Party/s : Mr. Sri Uma Shankar Prasad Singh

CORAM: HONOURABLE MR. JUSTICE RAKESH KUMAR
ORAL ORDER

3 22-11-2016 Heard Sri Nawal Kishore Singh, learned counsel for
the petitioner and Sri Uma Shankar Prasad Singh, learned
Additional Public Prosecutor.

The petitioner has approached this court for grant of
anticipatory bail in Complaint Case No. 2632 of 2013 , Tr. No.
1786 of 2016 for the offence under Section 498(A) of the Indian
Penal Code and Section 3 of the Dowry Prohibition Act.

By way of referring to the impugned order learned
counsel for the petitioner submits that it is true that complainant
was earlier married with the petitioner but the complainant
voluntarily had solemnized second marriage with opposite party

no. 3 and only with a view to extort money false case has been instituted.

Learned Additional Public Prosecutor though has opposed the prayer for grant of anticipatory bail, he was not in a position to dispute the fact that before the court below this stand was taken and it was noticed by the court below.

Considering the facts and circumstances , in the event of arrest or surrender within a period of six weeks from today, let the petitioner Niraj Kumar Singh @ Guddu Singh @ Niraj Singh be enlarged on bail on furnishing bail bond of Rs. 10,000/- (rupees ten thousand) with two sureties of the like amount each to the satisfaction of Sub Divisional Judicial Magistrate, Saran at Chapra / concerned court in connection with Complaint Case No. 2632 of 2013, Tr. No. 1786 of 2016 subject to the conditions as contemplated under section 438(2) of the Code of Criminal Procedure .

(Rakesh Kumar, J)

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