

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.21805 of 2016

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Sunil Ram S/o Sri Malo Ram, Resident of village- Mandaksh, P.S.-
Telhara, District- Nalanda

.... Petitioner

Versus

1. The State of Bihar

2. Anju Devi W/o Sunil Ram, Resident of village- Mandachye, P.S.-
Ekangarsarai, District- Nalanda at present resides at Village- Kewdha,
P.S. Dhansar, District- Patna.

.... Opposite Party

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Appearance :

For the Petitioner : Mr. Basant Singh, Advocate

For the OP No. 2 : Mr. Surendra Kumar Mishra, Adv

For the Opposite Party : Mr. J.K. Singh, APP

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CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN

ORAL ORDER

3 10-08-2016

Heard learned counsel for the petitioner and learned
counsel for the complainant assisted by learned APP appearing
on behalf of the State.

2. The petitioner is in custody since 04.04.2016 in
connection with Complaint Case No. 197(c) of 2012 for the
alleged offences under Sections 498(A), 494 of the Indian
Penal Code and Section 4 of the D.P. Act.

3. It is submitted that the petitioner's bail bond
which had been furnished pursuant to grant of anticipatory
bail granted by this Court, has been cancelled in view of
Complaint Case No. 152(c) of 2015 having been filed on
11.05.2015, thereby defaulting the condition for grant of
anticipatory bail.

4. Learned counsel for the petitioner submits that in
fact the petitioner had appeared before the learned Court
below and taken the OP No. 2 with him on 16.09.2014 after
which the parties were living together. It is submitted that

it was the OP No. 2 who is not desirous of living with the petitioner and it is for this reason that she has filed a subsequent complaint case raising false accusations against the petitioner.

5. Learned counsel for the opposite party no. 2 appears and has been heard.

6. Having regard to the entirety of the facts and circumstances of the case, let the petitioner above named be released on bail on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of like amount each to the satisfaction of learned S.D.J.M., Masaurhi in connection with Complaint Case No. 197(c) of 2012 with condition that the petitioner will deposit a sum of Rs. 1,500/- per month regularly before the learned Court below which shall be available for withdrawal by OP No. 2 and upon failure to deposit any three consecutive instalments without sufficient reason, his bail bond shall stand automatically cancelled.

(Vikash Jain, J)

Chandran/BT

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