

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.11966 of 2016

Arising Out of PS.Case No. -4 Year- 2015 Thana -MAHILA P.S. District- LAKHISARAI

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Sonu Kumar son of Sunil Singh, resident of Village Mano P.S.-Surgadha,
District-Lakhisarai

.... Petitioner/s

Versus

1. The State of Bihar
2. Kavita Kumari, daughter of Mahendra Singh, wife of Sonu Kumar,
resident of Mohalla-Dumary, P.S.-Barahiya, District-Lakhisarai

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Binay Kumar

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

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

2 11-03-2016 Petitioner being husband of the informant is languishing in custody since 18.01.2016 in a case registered for the offences punishable under Sections 498A, 406, 307, 354, 34 of the Indian Penal Code.

The basic accusation is of torture. It is also alleged that petitioner made an attempt to kill the informant.

It is submitted by learned counsel for the petitioner that no injury was caused to the informant. Though the accusation has been levelled that petitioner has performed second marriage but the case has not been registered under Section 494 of the Indian Penal Code. A statement has been made in para 9 of the petition that petitioner has not performed second marriage which reads as follows:-

“That the petitioner is still

ready to settle all dispute with his wife and

petitioner has not performed second marriage”

It is further submitted that petitioner has filed Matrimonial Suit No. 30 of 2012 for the restitution of conjugal life.

Considering the aforesaid facts, let the petitioner, above named, be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Lakhisarai in connection with Lakhisarai Mahila P.S. Case No. 4 of 2015.

(Dinesh Kumar Singh, J)

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