

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.27658 of 2016

Arising Out of PS.Case No. -3419 Year- 2014 Thana -COMPLAINT CASE District- ARRARIA

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Rajesh Kumar Das S/o Dinesh Lal Das resident of Village Maheshpuri,
Ward No. 1 P.S. Forbesganj, District Araria.

.... Petitioner

Versus

1. The State of Bihar.

2. Lalita Devi, W/o Rajesh Kumar Das D/o Dinesh Lal Das Resident of
Village New Toli, Aurahi, O.P. Hingna, Aurahi P.S. Simraha, District
Araria.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Anil Prasad Singh

For the Opposite Party/s : Mr. Sri Satyadev Prasad Singh Yadav

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**CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR
SINGH**

ORAL ORDER

2 04-07-2016

Heard learned counsel for the parties.

The petitioner being the husband of the complainant is apprehending his arrest in a complaint case wherein process has been directed to be issued after cognizance being taken for the offence punishable under section 498A of the Indian Penal Code.

Prosecution case is of inflicting torture just after marriage performed on 10.7.2014.

It is submitted by the learned counsel for the petitioner that admittedly marriage was performed on 10.7.2014 but on 8.8.2014, just after 26 days of marriage ultrasonography was done and it was detected that the complainant was carrying pregnancy of about 13 weeks. Hence, the petitioner filed Matrimonial Case

No. 8/2014 on 10.10.2014 for annulment of marriage. Thereafter the complaint was filed on 27.11.2014.

Considering filing of the matrimonial suit at the earlier point of time, it is a fit case for consideration of the prayer for regular bail.

Let the learned court below consider the prayer for regular bail of the petitioner, if the petitioner surrenders before the learned court below within a period of six weeks from today in connection with Complaint Case No. 3419C/ 2014 pending in the court of Sri S.Kumar II, Judicial Magistrate, 1st Class, Araria.

With the aforesaid observation, this application is disposed of.

(Dinesh Kumar Singh, J)

Surendra/-

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