

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.27427 of 2015

Arising Out of PS. Case No. -849 Year- 2014 Thana -NAWADAH COMPLAINT CASE District-
NAWADA

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Rakesh Chaudhary, son of Kameshwar Chaudhary, resident of Village -
Teusa, Police Station - Tetua, District - Gaya.

.... Petitioner

Versus

1. The State of Bihar
2. Anita Devi, wife of Rakesh Chaudhary, Daughter of Babu Lal
Chaudhary, Resident of Village - Jarhiya, Post Office - Sarai, Police
Station - Sitamarhi, District - Nawadah.

.... Opposite Parties

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Appearance :

For the Petitioner : Mr. Ashok Kumar, Advocate
For the State : APP
For Opp. Party No. 2 : Mr. Sanjay Kumar, Advocate

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CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN

ORAL ORDER

7 28-09-2016 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner apprehends his arrest for the
offences alleged under Sections 498(A) of the Indian Penal Code
and 4 of the Dowry Prohibition Act registered in connection with
Complaint Case No. 849 of 2014.

3. Learned counsel for the petitioner has filed a
supplementary affidavit, in para-3 whereof the specific statement
has been made that the opposite party no. 2 has solemnized
marriage with one Uday Choudhary with whom she also has a son
Deepak Kumar.

4. Learned counsel for the opposite party no. 2 is
present but however no counter affidavit has been filed on behalf
of the opposite party no. 2 despite the order dated 14.09.2016
requiring the opposite party no. 2 to take a stand in that behalf.

5. Having regard to the entirety of the facts and
circumstances of the case, the provisional anticipatory bail granted

to the petitioner by order dated 23.07.2015 by this Court in connection with Complaint Case No. 849 of 2014 pending in the Court of learned Chief Judicial Magistrate, Nawada is hereby confirmed with the following conditions:-

(i) That the petitioner shall not indulge in any similar offence till conclusion of the trial.

(ii) The petitioner shall remain physically present in Court on each and every date during trial and in the event of failure on two consecutive dates without sufficient reason, his bail bond shall be liable to be cancelled by the learned Court concerned.

(Vikash Jain, J)

Md. Ibrarul/BT

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