

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.38862 of 2016

Arising Out of PS.Case No. -199 Year- 2016 Thana -MAHILA P.S. District- BHOJPUR

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Gulab Singh @ Kunal Singh, Son of Suresh Singh

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Arun Kumar, Advocate

For the Opposite Party/s : Mr. Sri Umeshnand Pandit, APP

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

2 06-09-2016

Heard learned counsels for the petitioner and the

State.

The petitioner being the husband of the informant
is languishing in custody since 29.06.2016 in a case registered
for the offences punishable under sections 498A, 379,
420/120B/34 of the Indian Penal Code and 3/4 of the Dowry
Prohibition Act.

Basic accusation is of torture for non-fulfillment of
dowry demand.

It is admitted case that the marriage of the
petitioner with the informant was performed on 05.03.2015
whereas the present FIR was registered on 23.02.2016, which
reflects that within eight months of the marriage the present case
was registered.

It is submitted by learned counsel for the petitioner that the matrimonial harmony could not be restored due the unruly behavior of the informant for which the petitioner filed Informatory Petition No.621/2016 and, thereafter, the present FIR was registered. Hence, it is not possible for the petitioner to keep the informant with him as wife.

It is submitted by learned counsel for the informant that immediately after the marriage torture was inflicted for non-fulfillment of dowry demand. However, the informant is ready to resume the conjugal life.

Considering the nature of accusation and the fact that investigation has already concluded, let the above named petitioner 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 CJM, Bhojpur, Ara, in connection with Bhojpur (Mahila) P.S. Case No.199/2016.

Ashwini/-

(Dinesh Kumar Singh, J)

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