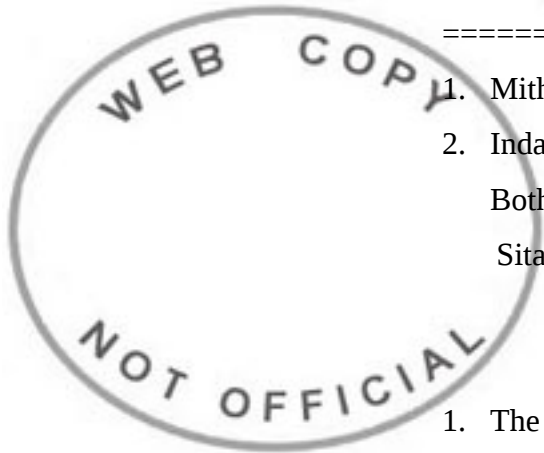


IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.42480 of 2016



- =====
1. Mithila Bihari Yadav, son of Late Ram Padarath Yadav
 2. Indarasan Devi, wife of Mithila Bihari Yadav,
Both Residents of Villlage- ChakMahila, P.S.- Sitamarhi, District-
Sitamarhi.

.... Petitioner/s

Versus

1. The State of Bihar.
2. Sujata Kumari, wife of Varun Kumar Yadav, Resident of Villlage-
Chamahila, P.S.- Sitamarhi, District- Sitamarhi, presently residing with
her father Sitaram Rai, of Village- Vishwanathpur, Ward No. 6, P.S.-
Dumra, District- Sitamarhi.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ashhar Mustafa

For the Opposite Party/s : Mr. Sri Atul Chandra

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH

ORAL ORDER

02/ 27-09-2016 Learned counsel for the petitioners is
permitted to make necessary correction in the petition.

The petitioners being the parents of the
husband of the informant are apprehending their arrest in a case
registered for the offences punishable under Sections 341, 323,
498A, 504/34 of the Indian Penal Code and 3/4 of the Dowry
Prohibition Act.

The basic accusation is of torture for non-fulfillment of the dowry demand. It is also alleged that the marriage of the informant was performed with the son of the petitioners without disclosing the mental abrasion of the husband of the informant and ultimately the informant was assaulted and driven out from the matrimonial house.

It is submitted by learned counsel for the petitioners that due to the atrocious attitude of the informant the husband of the informant had to leave his job and ultimately both agreed to part ways leading to payment of Rs.3.12,000/- by way of deposit in the account of opposite party no. 2 by her husband, but when the informant refused to give divorce, Marriage Dissolution Case No. 45 of 2016 was filed by the husband of the informant on 21.04.2016 and thereafter the present FIR was registered on 18.06.2016.

Considering the thrust of accusation against the husband of the informant and filing of matrimonial suit at earlier point of time, let the above named petitioners be released on anticipatory bail, in the event of arrest or surrender before the learned court below within a period of twelve weeks from today, on furnishing bail bonds of Rs.10,000/- (Ten thousand) each with two sureties of the like amount each to the satisfaction of

learned Chief Judicial Magistrate, Sitamahri in connection with
Sitamarhi Mahila P.S. Case No. 15 of 2016, subject to the
conditions as laid down under Section 438(2) of the Cr.P.C.

(Dinesh Kumar Singh, J)

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