

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.7500 of 2017

Arising Out of PS.Case No. -585 Year- 2015 Thana -SAMASTIPUR COMPLAINT CASE District-
SAMASTIPUR

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VISHWAJEET KUMAR @ BABLU son of Shri Arbind Prasad Yadav,
R/o- village- Fakarbad, P.S.- Sonepur, District- Saran (Chapra).

.... Petitioner/s

Versus

State of Bihar & Anr.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Anuj Kumar

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

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CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA
ORAL ORDER

2 10-03-2017 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

Petitioner is in custody since 11.11.2016 in connection
with Complaint Case No. 585 of 2015 registered under Sections 498-A,
323, 406/34 of the Indian Penal Code and Section 3/4 of the D.P. Act.

Learned counsel for the petitioner has submitted that the
petitioner happens to be husband of the complainant is innocent and has
not committed any offence. There is general and omnibus allegation
against the petitioner. In fact, the marriage between the petitioner and
the complainant was performed in the year 2010 and since then they are
living happily. The complainant is suffering for conical disease of HIV
(+ve) and on this count only entire dispute between the parties has
arisen and the petitioner has also lodged a divorce case in the year 2015
when came to know about the aforesaid fact. No case of assault and
demand of dowry is made out against this petitioner. Petitioner is



languishing in custody for the last two and half months.

Considering the nature of accusation, let the petitioner, above named, be released on bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand rupees only) with two sureties of the like amount each to the satisfaction of the learned C.J.M., Samastipur in connection with Complaint Case No. 585 of 2015/ Tr. No. 3562 of 2016.

(Arvind Srivastava, J.)

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