

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.24013 of 2017

Arising Out of PS.Case No. -65 Year- 2016 Thana -MAHILA P.S. District- MUZAFFARPUR

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Sabhajeet Kumar @ Sunni Son of Shri Kaushal Kishore Singh Resident of
Sulakshi Bhawan, North Mandiri, Police Station- Buddha Colony in the
town and district of Patna. Petitioner

Versus

1. The State of Bihar.

2. Deepika Kumari daughter of Shri Ram Rekha Singh Presently residing at
Village-Bihuli, Police Station- Sibaipatti, District- Muzaffarfur.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ranjit Kumar Singh

For the Opposite Party/s : Mr. Smt. Veena Rani Prasadd.

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**CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN
SHARMA**

ORAL ORDER

3 04-07-2017 Heard learned counsel for the petitioner and learned
counsel representing the State.

The petitioner seeks bail in connection with Muzaffarpur
Mahila P.S. Case No. 65 of 2016 registered for the offences punishable
under Section 498A of the Indian Penal Code and Sections 3 of Dowry
Prohibition Act.

Allegedly, the petitioner being the husband of the informant
started torturing and assaulting her for not fulfilling the demand of
dowry by way of Rs. 2 Lakh cash and land of her share, due to non-
fulfillment ousted her from the in-laws house.

Submission is of false implication and that the petitioner was
granted anticipatory bail but as the informant did not go with the
petitioner and filed petition for cancellation of bail, the bail bond was
cancelled and resulting, the petitioner is suffering in custody since



09.02.2017. The petitioner was ready to keep the informant as his wife but she is not ready to live with the petitioner.

Learned APP duly assisted by learned counsel for the informant opposes the prayer of bail by submitting that the petitioner did not obey the terms of affidavit sworn at the time of hearing of anticipatory bail application and he is not ready to keep her.

In the facts and circumstances stated above, considering the period of detention, the petitioner above named is directed to be released on bail on execution of bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned Sub-Divisional Judicial Magistrate, East Muzaffarpur in connection with Mahila P.S. Case No. 65 of 2016, subject to the conditions that one of the bailors must be a near relative and another having sufficient immovable property within the territorial jurisdiction of the court concerned and the petitioner shall remain present on each and every date during trial and the default on two consecutive dates on his part without any reason shall disentitle the petitioner from privilege of bail.

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(Jitendra Mohan Sharma, J)

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