

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.38815 of 2017

Arising Out of PS.Case No. -98 Year- 2016 Thana -SHEKHPURA COMPLAINT CASE District-
SEKHPURA

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Rakesh Kumar, Son of Late Kalin Mahto, Resident of Village Saraiya,
Police Station Ariyari District-Sheikhpura

.... Petitioner/s

Versus

1. The State of Bihar
2. Reena Devi, wife of Rakesh Kumar, daughter of Gajadhar Mahto,
resident of village Saraya, P. S. Ariyari, District- Sheikhpura at present
R/O Siyani P. S. Karandey Distt- Sheikhpura

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Bipin Kumar

For the Opposite Party/s : Mr. Sri Brajendra Nath Pandey

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CORAM: HONOURABLE MR. JUSTICE CHAKRADHARI
SHARAN SINGH
ORAL ORDER

2 19-08-2017 Heard learned counsel for the parties.

This application for anticipatory bail arises out of Gaya
Complaint Case NO. 98C of 2016, disclosing offences under
Sections 498A,323,379/34 of the Indian Penal Code.

Petitioner is the husband of the complainant.

It is evident from the materials on record that
matrimonial discord between the wife and husband is the root
cause for registration of the First Information Report. No
purpose will be served, if the petitioner is taken into custody.

It is submitted that the petitioner shall present
himself before the police as and when required and there is
no chance that he will tamper with the evidence or influence
the witnesses.



Considering the nature of accusation and submissions advanced on behalf of the petitioner, this application is allowed.

Let the petitioner above named in the event of his arrest/surrender within six weeks from today in the Court below, 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 the learned Sub-Divisional Judicial Magistrate, Sheikhpura in Complaint Case No. 98C of 2016, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

This is subject to the condition that the petitioner shall present himself before the Police/Court, as the case may be, as and when required and in the event of failure on his part to appear before the Court on two consecutive occasions, his bail bonds shall be liable to be cancelled.

(Chakradhari Sharan Singh, J)

ArunKumar/-

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