

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.54965 of 2016

Arising Out of PS.Case No. -110 Year- 2015 Thana -KHAIRA District- SARAN

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Mantosh Kumar Sah, S/o Shiv Prasad Sah, R/o Village Shrinagar, P.S.
Khaira, Distt.- Saran.

.... Petitioner

Versus

1. The State of Bihar.
2. Punam Devi W/o Mantosh Kumar Sah. D/o Badri Sah. At present R/o
Village Lalpur, P.S. Marhawra, District- Saran.

.... Opposite Parties

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Appearance :

For the Petitioner/s : Mr. Manish Chandra Gandhi, Advocate

For the Opposite Party/s : Mr. Sanjay Kumar, APP

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

4 27-03-2017

Heard learned counsel for the petitioner.

The petitioner is apprehending his arrest in connection
with Khaira P.S. Case No. 110 of 2015 registered for the offences
punishable under Sections 323, 498A of the Indian Penal Code
and 3/4 of the Dowry Prohibition Act.

It has been submitted on behalf of the petitioner that
behavior of opposite party No.2 is not good and, as such, he has
filed a divorce petition in the Family Court, Saran after the
lodging of the present case by the informant under Section 498A
and other sections of the IPC, including 3/4 of Dowry Prohibition
Act against the petitioner.

Heard learned APP also.



Having heard both sides and in view of the fact that petitioner has filed a divorce petition, let the petitioner, named above, in the event of his arrest or surrender in the court within a period of two weeks from the date of receipt/production of a copy of this order, be released on bail on furnishing bail bond of Rs.25,000/- (Rupees twenty five thousand) with two sureties of the like amount each to the satisfaction of the Chief Judicial Magistrate, Saran at Chapra, in connection with Khaira P.S. Case No. 110 of 2015, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure and further conditions that petitioner shall co-operate in the investigation and make himself available before the police as and when required and in the event of failure on his part to appear before the police on two consecutive dates, the prosecution shall be free to move for cancellation of his bail bonds and further petitioner will not induce any witness or tamper with the evidence.

(Vinod Kumar Sinha, J)

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