

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.48798 of 2016**

Arising Out of PS.Case No. -17 Year- 2016 Thana -MASRAKH District- SARAN

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1. Santosh Rai son of Nand Kisore Rai resident of Village- Panchkhanda,  
P.S.- Mashrakh, District- Saran.

.... .... Petitioner/s

Versus

1. The State of Bihar.  
2. Sangita Devi D/o Paras Nath Yadav resident of Village- Hanumanganj,  
P.S.- Mashrakh, District- Saran.

.... .... Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Mukesh Kumar Singh

For the Opposite Party/s : Mr. Sri Akbar Ali

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**CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA**  
**ORAL ORDER**

5      20-06-2017                      Heard learned counsel for the petitioner and  
  
learned counsel for the State.

Petitioner apprehends arrest in connection with  
  
Mashrakh P.S. Case No. 17 of 2016 registered under Sections-  
  
323/ 307/ 498A/ 34 of the Indian Penal Code.

Learned counsel for the petitioner submits that  
  
petitioner is ready to keep his wife but it is she who does not  
  
want to live with this petitioner. Petitioner has also filed a  
  
petition for restitution of conjugal rights. Petitioner has no  
  
criminal antecedent.

Learned Addl. P.P. appearing for the State opposes  
  
the prayer for bail and submits that petitioner being the husband



of the informant could not maintain her honour and dignity.  
During investigation witnesses have supported the prosecution  
case.

Considering the facts and circumstances of the case  
and the submissions advanced on behalf of the parties, I do not  
feel inclined to grant the privilege of anticipatory bail to the  
petitioner. His prayer for anticipatory bail is, therefore, rejected.

**(Arvind Srivastava, J)**

Manish/-

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