IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.39290 of 2017

Arising Out of PS.Case No. -839 Year- 2016 Thana -BHAGALPUR COMPLAINT CASE District-BHAGALPUR

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1. Mohan Lal Mandal @ Mohan Mandal, S/o Late Famu Lal Mandal
2. Lalita Devi, W/o Mohan Lal Mandal @ Mohan Mandal Both are resident of Lohapatti, Gulab Bagh, P.S.- Gulab Bagh, District- Purnea.

.... Petitioner/s

Versus

1. The State of Bihar.
2. Suman Devi, W/o Suraj Mandal, D/o Ajay Kumar, resident of Lakhan Niwas, Village- Nurpur, P.S.- Nathnagar (Madhusudanpur), District- Bhagalpur.

.... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr. Rakesh Singh
For the Opposite Party/s : Mr. Sri Parmeshwar Mehta

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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 Complaint Case N0. 839 of 2016, disclosing offences under Section 498A of the Indian Penal Code and Sections 3/4 of the Dowry Prohibition Act.

Petitioner No.1 is the father in law and petitioner No.2 is the mother-in-law 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 petitioners are taken into custody.

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

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

Let the petitioners above named in the event of their 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) each with two sureties of the like amount each to the satisfaction of the learned Sub-Divisional Judicial Magistrate, Bhagalpur in Complaint Case No. 839 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 petitioners shall present themselves before the Police/Court, as the case may be, as and when required and in the event of failure on their part to appear before the Court on two consecutive occasions, their bail bonds shall be liable to be cancelled.

(Chakradhari Sharan Singh, J)

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