

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.54855 of 2016

Arising Out of PS.Case No. -297 Year- 2016 Thana -KHAGARIA District- KHAGARIA

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Brajesh Kumar Bibhu son of Baleshwar Yadav (Advocate) Resident of
Mohalla - Gandhi Nagar (Dan Tola), Police Station and District - Khagaria.

.... Petitioner/s

Versus

1. The State of Bihar.
2. Kanchan Devi wife of Brajesh Kumar Bibhu Resident of Mohalla -
Gandhi Nagar (Dan Tola), Police Station and District - Khagaria.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Anamul Haque

For the Opposite Party/s : Md. Anzarul Haque Sahara

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CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA
ORAL ORDER

3 09-02-2017 Heard learned counsel for the petitioner and the
learned A.P.P. for the State.

The petitioner apprehends his arrest in connection
with Khagaria P.S. Case No. 297 of 2016 registered under
Sections 498A/34 of the Indian Penal Code and 3/4 of the D.P. Act.

The allegation is of torture and assault to the
informant due to non-fulfillment of demand of dowry. Thereafter,
she was ousted from her matrimonial house by the accused
persons.

Learned counsel appearing on behalf of the
petitioner submits that petitioner, who happens to be husband of
the informant, has falsely been implicated in this case. The
informant herself left the matrimonial house. The husband has



already filed the Matrimonial Suit No. 94 of 2015 in the Court of Principal Judge, Family Court, Khagaria for divorce.

Having considered the facts and circumstances of the case, let the above named petitioner be released on bail, in the event of arrest or surrender before the learned Court below within a period of four weeks from today, on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the C.J.M., Khagaria in connection with Khagaria P.S. Case No. 297 of 2016 subject to the condition as laid down under Section 438(2) of the Cr. P.C.

(Arvind Srivastava, J)

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