

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.50938 of 2016

Arising Out of PS.Case No. -287 Year- 2015 Thana -NALANDA COMPLAINT CASE District-
NALANDA (BIHARSHARIFF)

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1. Ajay Kumar Sinha @ Pinku, Son of Nand Kishore Prasad Singh,
Resident of Village/Mohalla- Garuari, P.S.- Bakhtiyarpur, District- Patna. at
present B.P. Road Kandra Near I.B.P. (Petrol Pump), P.S.- Govindpur,
District- Dhanbad (Jharkhand).

.... Petitioner/s

Versus

1. The State of Bihar.
2. Puja Kumari, Daughter of Sanjiv Kumar, Resident of Village- Barhog,
P.S.- Bind, District- Nalanda.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Pramod Kumar

For the Opposite Party/s : Mr. Sri Shailendra Kumar -1

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CORAM: HONOURABLE MR. JUSTICE CHAKRADHARI

SHARAN SINGH

ORAL ORDER

6 13-07-2017 Heard learned counsel for the parties.

This application for anticipatory bail arises out of
Complaint Case No. 287C of 2015, disclosing offences under
Section 498A of the Indian Penal Code.

Earlier the matter was sent to the Patna High Court
Mediation and Conciliation Centre, despite that the dispute
between them could not be resolved amicably.

The petitioner is the husband of Opposite party No.2.
It is evident from the materials on record that matrimonial
discord between them 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 dispute involved and the 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 Chief Judicial Magistrate, Nalanda at Bihar Shariff in Complaint Case No. 287C of 2015, 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)

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