

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.75298 of 2018

Arising Out of PS. Case No.-3390 Year-2015 Thana- SARAN COMPLAINT CASE District-
Saran

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1. Ajay Shankar Singh, S/o Shri Hare Ram Singh,
 2. Hare Ram Singh, S/o Late Dev Prasad Singh,
 3. Asha Devi, W/o Sri Hare Ram Singh, All are Resident of
Village- Karn Chapra, P.S.- Dokti, District- Ballua (U.P.).

... .. Petitioner/s

Versus

1. The State of Bihar.
2. Pinki Devi, W/o Shri Ajay Shankar Singh, Resident of Village- Karn Chapra,
P.S. Dokti, District Balia (U.P.) at present D/o Umesh Kumar Singh, Resident
of Village- Nawada Thamwa, P.S.- Rasoolpur, District- Saran.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Anuj Kumar Shrivastava, Advocate
For the Opposite Party/s : Mr. Sanjay Kumar Pandey, APP

CORAM: HONOURABLE MR. JUSTICE MADHURESH PRASAD
ORAL ORDER

2 19-12-2018 Heard learned counsel for the petitioners and learned APP
for the State.

Petitioners are apprehending their arrest for the offences
punishable under Section 498 (A) of the Indian Penal Code.

It is submitted by counsel for the petitioners that brother-
in-law of the complainant has already been allowed anticipatory
bail by the Court below. There are general and omnibus
allegation against the petitioners no. 2 and 3 who is father-in-
law and mother-in-law of the complainant. The father-in-law
and mother-in-law have no concern with the affairs of the
petitioner no. 1 who is husband of the complainant.



In the facts and circumstances of the case, prayer for anticipatory bail of the petitioners no. 2 and 3 is allowed. Let the petitioners no. 2 and 3 in the event of their arrest or surrender within four weeks from today, be released on bail on his furnishing bonds of Rs 10,000.- (Rupees Ten Thousand) each with two sureties of the like amount each to the satisfaction of Sub Divisional Judicial Magistrate, Saran, Chapra in Complaint Case No. 3390 of 2015, Trial No. 1899 of 2018 subject to all conditions as laid down in Section 438 (2) of Criminal Procedure Code.

(i) That one of the bailors will be a close relative of the Petitioners who will give an affidavit giving genealogy as to how he is related with the Petitioners. The bailor will also undertake to inform the Court if there is any change in the address of the Petitioners.

(ii) That the Petitioners will be well represented on each date and if they fail to do so on two consecutive dates, their bail will be liable to be cancelled.

In so far as prayer for anticipatory bail of the petitioner no. 1 is concerned, this Court would observe that he being husband cannot absolve himself of his responsibilities in respect



of the complainant.

The prayer for anticipatory bail of the petitioner no. 1 is
therefore, rejected.

(Madhuresh Prasad, J)

Prakash/-

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