

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.60758 of 2018

Arising Out of COMPLAINT CASE Case No.-1489 Year-2015 District- Nawada

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Birmani Prasad @ Birmani Yadav S/o Gango @ Ganga Yadav, resident of
Village- Masankhawan, P.S.- Warsaliganj, District- Nawada.

... .. Petitioner

Versus

1. The State of Bihar.
2. Sunita Devi, W/o- Birmani Pd. Yadav @ Birmani Yadav & D/o Alakhdeo
Yadav, At present resident of Village- Goar Dhobu, P.S. Mufasil (Nawada),
District- Nawada.

... .. Opposite Parties

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Appearance :

For the Petitioner/s : Mr. Arun Kumar Arun, Advocate
For the Opposite Party/s : Mr. Asharaf Ansari, APP

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CORAM: HONOURABLE MR. JUSTICE ASHWANI KUMAR SINGH
ORAL ORDER

4 11-12-2018 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

No one appears for the complainant.

The petitioner seeks pre-arrest bail in connection with
Complaint Case No. 1489 of 2015 in which cognizance has
been taken under Section 498A of the Indian Penal Code.

Considering that prior to institution of the instant
complaint in which cognizance has been taken under Section
498-A of the Indian Penal Code, the petitioner had filed a
matrimonial case vide Matrimonial Case No. 184 of 2015 under
Section 9 of the Hindu Marriage Act in the Family Court,
Nawada, in the event of arrest or surrender before the court



below within six weeks from today, he is directed to be released on bail on furnishing bail bond of Rs.10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate, 1st Class, Nawada in Complaint Case No. 1489 of 2015, subject to the conditions as laid down under Section 438 (2) of the Code of Criminal Procedure.

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(Ashwani Kumar Singh, J)

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