

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.1627 of 2019

Arising Out of PS. Case No.-3490 Year-2015 Thana- PATNA COMPLAINT CASE District-
Patna

Prashant Kumar, son of Ram Narayan Das @ Ram Narayan, Resident of
village- Mohanpur, Post office-Mohanpur, P.S- Mohanpur, Dist- Samastipur

... .. Petitioner

Versus

1. The State of Bihar
2. Mukund Ranjan, w/o Sri Prashant Kumar, D/o sri Shyam Nandan Das, R/o Mohalla -Mohanpur Samastipur, P.S- Gramin Samstipur, Dist- Samastipur, at present residing New Lalji tola , House of Pappu Yadav, P.S- Gandhi Maidan, P.O. -G.P.O Dist- Patna

... .. Opposite Parties

Appearance :

For the Petitioner/s	:	Mr. N.K.Agrawal, Sr.Advocate with Mr.Sanjeet Kumar, Advocate
For the Opposite Party/s :		Smt. Reena Sinha, APP
For O.P.No.2	:	Mr. Sanjiv Sharan, Advocate

CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 24-01-2019 Petitioner apprehends his arrest in connection with

Complaint Case No. 3490(C) of 2015 in which cognizance has

been taken for the offences punishable under Sections 498A of

the Indian Penal Code and 3/4 of Dowry Prohibition Act.

Allegation against the petitioner is of subjecting her

wife to cruelty with respect to demand of dowry.

Submission of learned counsel for the petitioner is

that opposite party No.2 was earlier married with one Ravi

Shankar Gupta in the year 2009, which will appear from

Annexure-3 and marriage with the petitioner was solemnized in

the year 2013 and after coming to know about earlier marriage



the petitioner has filed a divorce suit in which opposite party No.2 has appeared and filed written statement not denying the fact of her earlier marriage and stated that earlier her marriage was solemnized by playing fraud upon her and thereafter she has filed a suit for nullity of earlier marriage and due to that the present case has been filed against the petitioner.

Heard learned APP and learned counsel for the complainant, who has opposed the prayer for anticipatory bail of the petitioner stating that petitioner is the husband of opposite party No.2 and he has taken money from her.

Having heard both sides and in the facts and circumstances, let petitioner, above named, surrender and on surrender he shall be released on bail on furnishing bail bond of Rs.25,000/- (Rupees twenty five thousand) with two sureties of the like amount each to the satisfaction of the Chief Judicial Magistrate, Patna, in connection with Complaint Case No. 3490(C) of 2015, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure and further condition that one of the bailors of the petitioners shall be a local person having sufficient immovable properties within the jurisdiction of the court concerned and further condition is that if any maintenance case or suit is filed by opposite party No.2,



petitioner has to co-operate in disposal of the same.

With the above observation, this application is
disposed of.

(Vinod Kumar Sinha, J)

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