

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL APPEAL (SJ) No.700 of 2019

Arising Out of PS. Case No.-195 Year-2018 Thana- MAHILA P.S. District- Patna

ROHIT KUMAR YADAV @ ROHIT KR. Son of Surendra Yadav @ Raftu
Yadav Resident of Village- Beur More, P.S.- Phulwari, District- Patna.

... .. Appellant/s

Versus

1. The State of Bihar
2. Madhu Kumari, Wife of Rohit Kumar @ Rohit Kumar Yadav, D/o Umesh Kumar Resident of Village-Jamunirai Ka Kua Mogalpura, P.S.- Khajekala, District- Patna.

... .. Respondent/s

Appearance :

For the Appellant/s	:	Mr. Manoj Kumar
For the Respondent/s	:	Mr. Sadanand Paswan

CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA
ORAL ORDER

5 19-06-2019 Heard learned counsel for the appellant and learned
Spl. P.P. for the State.

The appellant seek pre-arrest bail in connection with Mahila (Phulwari) P.S. Case No. 195 of 2018 Special Case No. 663 of 2018 registered under Sections 498(A), 504, 506 of the Indian Penal Code, Section 3(i) (w) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act and section 3/4 of the Dowry Prohibition Act.

Submission of learned counsel for the appellant is that the appellant is innocent and has falsely been implicated in the present case on the instigation of her parents to take monetary benefits. Further submission is that it would



appear from the Annexure-2 to the bail application that the informant has given a statement under section 164 Cr. P.C. in earlier case in connection with Khajekala P.S. Case No. 85 of 2018 by saying that she is going to her parent's house in full conscious and she has been living in her parent's house.

Having heard both sides and in the facts and circumstances of the case, let the above named appellant be released on bail, in the event of arrest or surrender, on furnishing bail bonds of Rs. 25,000/- (Rupees twenty five thousand) with two sureties of the like amount each to the satisfaction of the 1st Additional Sessions Judge-cum-Special Judge, SC/ST Act, Patna in connection with Mahila (Phulwari) P.S. Case No. 195 of 2018, Special Case No. 663 of 2018, subject to the conditions as laid down under section 438(2) of Cr. P.C.

Accordingly, the appeal is allowed and the impugned order dated 25.01.2019 is set aside.

(Arvind Srivastava, J)

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