

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.17221 of 2019

Arising Out of PS. Case No.-1127 Year-2015 Thana- COMPLAINT CASE District- Supaul

Tilak Chand Sahani, Son of Bihar Sahni Resident of Village- Belaganj, P.S.-
Bhimpur, District- Supaul.

... .. Petitioner

Versus

1. The State Of Bihar,
2. Bhukhani Devi, Wife of Upendra Sahni Resident of Belaganj, P.S.- Bhimpur,
District- Supaul

... .. Opposite Parties

Appearance :

For the Petitioner/s : Mr.Usha Rai

For the Opposite Party/s : Mr.Bharat Bhushan, App

**CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR
MISHRA**

ORAL ORDER

3 17-05-2019 Heard learned counsel for the petitioner, learned
counsel appearing on behalf of the complainant/O.P. No.2 and
the learned A.P.P. for the State.

The petitioner apprehends his arrest in connection
with Complaint Case No. 1127 (C) of 2015, registered under
Sections 498(A) and 323 of the Indian Penal Code.

The accusation is that the marriage of the
complainant/O.P. No.2 was performed with Upendra Sahni and
she was blessed with three children due to their wedlock. The
husband of the complainant Upendra Sahni used to reside in
Punjab for his livelihood, where he developed relation with one
Rekha Devi, who had already five children. The



complainant/O.P. No.2 used to reside in her Sasural in the house constructed under Indira Awas Scheme. Her father-in-law (petitioner) got executed the sale deed in respect to that house from her father in law and also managed to take loan of Rs. One lakh from SBI, Bhimpur in his name later on, she was removed from matrimonial house.

Learned counsel appearing on behalf of the petitioner submits that petitioner is the brother-in-law of the complainant/O.P. No.2 and he has falsely been implicated in this case due to family property dispute.

On the other hand, learned counsel appearing on behalf of the complainant/O.P. No.2 opposed the prayer for pre-arrest bail and submits that complainant/O.P. No.2 was being tortured by her in-laws and she was forced to leave her matrimonial house.

Having regard to the facts and circumstances of the case, let the above named petitioner, be released on bail, in the event of his arrest or surrender before the learned Court below within a period of four weeks from today, on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of the Chief Judicial Magistrate, Supaul in connection with Complaint Case No. 1127 C of 2015,



subject to the condition as laid down under Section 438 (2) of
the Cr.P.C.

(Rajendra Kumar Mishra, J)

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