

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.14806 of 2019**

Arising Out of PS. Case No.-964 Year-2008 Thana- NALANDA COMPLAINT CASE
District- Nalanda

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RAJ KUMAR @ RAJ KUMAR PRASAD @ AMARNATH PRASAD Son of
Mahavir Prasad Resident of Mohalla - Alinagar, P.S.- Bihar Sharif, District -
Nalanda

... .. Petitioner/s

Versus

1. The State of Bihar AND ANR Bihar
2. Poonam Devi Wife of Raj Kumar Prasad @ Amarnath Prasad Resident of
Mohalla - Alinagar, P.S.- Bihar Sharif, District - Nalanda

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Pramod Kumar Sinha, Advocate
For the Opposite Party/s : Mr.Dinesh Singh, APP

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CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY
ORAL ORDER

2 11-03-2019 Heard learned counsel for the petitioner and learned
learned Additional Public Prosecutor for the State.

The petitioner is in custody in connection with
Complaint Case No. 964C/2008 for the offenses under Sections
323 and 498(A) of the Indian Penal Code.

Learned counsel for the petitioner submits that the
petitioner is the husband. The petitioner has no criminal
antecedent. The marriage took place 15 years back and the
petitioner and the complainant-opposite party No. 2 were
blessed with two sons and a daughter. It is alleged that while the
complainant was sleeping the petitioner had sprinkled K.oil on
her body but when she woke up he pressed her neck but her



father-in-law saved her life. The petitioner is in custody since 9.10.2018. In para-6 there is statement that the petitioner never demanded any dowry or tortured his wife.

Considering the fact that the petitioner has no criminal antecedent, he is in custody since 9.10.2018 and his statement in paragraph-9 that he is ready to keep his wife with full honour and dignity, the Court is inclined to grant bail to the petitioner. Let the petitioner, above named, be enlarged on bail 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, Nalanda at Biharsharif in connection with Complaint Case No. 964C/2008, subject to the conditions that bailors should be parents.

(Anil Kumar Upadhyay, J)

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