

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.18772 of 2019

Arising Out of PS. Case No.-186 Year-2018 Thana- KATIHAR COMPLAINT CASE
District- Katihar

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AMRENDRA KUMAR SHARMA S/o- Bishwanath Sharma R/o- Jurabganj,
P.S.- Korha, District- Katihar.

... .. Petitioner/s

Versus

1. THE STATE OF BIHAR
2. Nutan Kumari D/o- Bipin Sharma R/o- Tejatola, P.S.- Sahayak Thana,
Katihar, District- Katihar.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Sanjeev Kumar Singh
For the Opposite Party/s : Mr.Anish Chandra

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

4 16-08-2019 Heard learned counsel for the parties.

Petitioner is apprehending his arrest in connection with
Complaint Case No.186 of 2018 , registered for offences
punishable under Sections 498(A), 323, 406 of the Indian Penal
Code and Section 4 of the D.P.Act.

Prosecution story as per the complaint petition is that
the petitioner being husband assailed the complainant with
respect to demand of Rs.03 lac and lastly ousted her from the
matrimonial house.

Submission of the learned counsel for the petitioner is
that the marriage was solemnized in the year, 2002 and she is
residing separately since 26.6.2016. All the allegations are false
and concocted . He at that time was ready to keep her but she
has not come to reside with the petitioner, he has lodged a



Matrimonial Divorce Case bearing No.585 of 2017 and thereafter the present case has been lodged.

In this case earlier the notice was issued to the Opposite Party No.2 and from perusal of the service report it appears that she has received the notice both ordinary and registered in the month of May, 2019 but no body appears on behalf of the O.P.no.2 nor any Vakalatnama has been filed.

Heard learned A.P.P. also.

Having heard both sides and in view of the facts and circumstances, as stated above, let the petitioner, above named, in the event of arrest or surrender before the learned court below, be released on bail on furnishing bail bond of Rs.25,000/- (Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of the learned CJM, Katihar in connection with Complaint Case No.186 of 2018, subject to conditions as laid down under Section 438 (2) of the Code of Criminal Procedure.

With the above direction, this application is allowed.

(Vinod Kumar Sinha, J)

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