

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.18152 of 2019**

Arising Out of PS. Case No.-7 Year-2018 Thana- MAHILA P.S. District- Lakhisarai

VIVEK KUMAR SINHA @ RUPESH Son of Kamta Bhushan Prasad R/o  
village- Chaurawan Bigha, P.S.- Chanan, District- Lakhisarai

... .. Petitioner/s

Versus

1. The State of Bihar Bihar
2. Shrishti Sen D/o Girish Kumar Singh, H/o Vivek Kumar Sinha @ Rupesh  
R/o Mohalla- Santar, Ward No. 13, P.S.- Lakhisarai, District- Lakhisarai

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr.Narendra Kumar Singh  
For the Opposite Party/s : Mr.Akhileshwar Dayal

**CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA**  
**ORAL ORDER**

2      03-04-2019                      This application, for grant of anticipatory bail, arises  
  
out of Lakhisarai (Mahila) P.S. Case No. 7 of 2018, disclosing  
offences under Sections 498(A), 406/34 of the Indian Penal  
Code.

It appears from perusal of record that petitioner has  
earlier also filed anticipatory bail petition before the concerned  
court below being 391 of 2018, which was disposed of with  
observation that “ *the bail bond of the petitioner shall be  
provisionally accepted by the court below and it would be  
confirmed in three eventualities: (i) On substantial restoration  
of matrimonial harmony; (ii) in case of refusal of by the  
informant of the case to live with her husband and ; (iii) the bail*



*bond of this petitioner shall not be confirmed if this petitioner refuses to accept the informant as his wife and refused to accompany her.* It appears that thereafter, the petitioner again filed second anticipatory bail petition being A.B.P. No. 140/2019, which has been rejected by the learned Sessions Judge, Lakhisarai as not maintainable.

Considering the facts and circumstances of the case, this application is disposed of with direction to the petitioner to surrender before the court below within a period of two weeks from the date of receipt/production of a copy of this order and the concerned court below shall act as per the condition given by the Sessions Judge, Lakhisarai in his order dated 30.08.2018 in A.B.P. No. 391/2018.

**(Vinod Kumar Sinha, J)**

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