

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.20621 of 2019**

Arising Out of PS. Case No.-283 Year-2018 Thana- MADANPUR District- Aurangabad

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Pintu Bhuiyan @ Pintu Rikiyasan, aged about 30 years, Male, S/o Karmu Bhuiyan, Resident of Village Bhuiyanram Bigha, P.S. Madanpur, District Aurangabad.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Arun Kumar Jha

For the Opposite Party/s : Mr.Yogendra Kumar Singh

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**CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA
ORAL ORDER**

2 03-04-2019 Heard both sides.

Petitioner apprehends his arrest in Madanpur P.S.
Case No.283 of 2018, registered under Section 498A and other
sections of the Indian Penal Code.

The wife of the petitioner filed Complaint Case
No.531 of 2018 on the basis of which the present FIR was
registered. The informant alleged in her complaint petition that
she was married in the year 2007. Her husband took her to
Indore but her husband had illicit relation with one Lalita Devi.
When the informant protested, her husband and Lalita Devi
assaulted her. The informant narrated her entire story how her
husband and other family members subjected her till the year
2018.



Learned counsel for the petitioner submits that entire allegation is false and concocted. The informant was not ready to live with the petitioner and ultimately the petitioner filed Matrimonial Case No.108 of 2018 under Section 13 of the Hindu Marriage Act seeking divorce. Thereafter the wife of the petitioner filed complaint case on 09.07.2018.

Taking into consideration the facts that the marriage was solemnized in the year 2007 and the present case is filed only after the husband filed divorce case against the informant, let petitioners, above named, in the event of his arrest or surrender before the court below within a period of four weeks from the date of receipt of this order, 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 learned CJM, Aurangabad in connection with Madanpur P.S. Case No.283 of 2018, subject to the conditions laid down under Section 438(2) Cr.P.C.

(Prabhat Kumar Jha, J)

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