

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.20933 of 2019

Arising Out of PS. Case No.-301 Year-2018 Thana- PATNA COMPLAINT CASE District-
Patna

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Pappu Kumar, S/o Sarvanand Prasad, R/o- Village- Reganiyabag, P.S.-
Naubatpur, District- Patna.

... .. Petitioner/s

Versus

1. The State of Bihar.
2. Pushpa Kumari, wife of Pappu Kumar, Father's Name- Hardeo Prasad,
Resident of Village- Sargha Chhapra, P.S.- Rani- Talav (Kanpa), District-
Patna.

... .. Opposite Party/s

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Appearance :

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

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

3 19-06-2019 This is an application for grant of anticipatory bail in

connection with Complaint Case No.301 of 2018, disclosing

offence under Section 498A of the Indian Penal Code.

Allegation against the petitioner is of subjecting his
wife, opposite party no.2 to torture with respect to demand of
dowry.

Submission of the learned counsel for the petitioner is
that the present case has been filed after the petitioner was
granted anticipatory bail by a Co-ordinate Bench of this Court in
an earlier case filed under Section 498A of the Indian Penal
Code and it shows that the opposite party no.2 is bent upon to
see him in the custody and the petitioner is ready to abide by
any of the conditions imposed upon him.



Heard learned A.P.P. as well as learned counsel for the opposite party no.2 also, who has opposed the prayer for anticipatory bail on the ground that petitioner is not co-operating with the other cases pending against him. He further submitted that a maintenance case being Maintenance Case No.208 of 2018 is filed before the Family Court, Patna and the next date is fixed for 02.07.2019, however the petitioner is not appearing in that case and also not appearing in the divorce case being Divorce Case No. 252 of 2019 pending before the Family Court filed by him in which next date is fixed on 27.07.2019.

Having heard both sides, in view of the facts and circumstances, as stated above, let the petitioner appear before the Family Court in Maintenance Case No.208 of 2018, in which he will appear before the learned court below by 04.07.2019 along with a certificate showing the appearance in the maintenance case, on which the petitioner shall be released on bail on furnishing bail bond of Rs.25,000/- (Rupees Twenty Five Thousand) with two sureties of the like amount to the satisfaction of learned A.C.J.M.-V, Danapur, District Patna, in connection with Complaint Case No.301 of 2018, subject to the condition laid down under Section 438(2) of the Code of Criminal Procedure.



This is further subject to condition that he will co-operate in disposal of the maintenance case as well as the divorce case and appear as and when required by the family court, otherwise the opposite party no.1 is at liberty to move for cancellation of the bail bonds of the petitioner.

(Vinod Kumar Sinha, J)

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