

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.33581 of 2019

Arising Out of PS. Case No.-50 Year-2018 Thana- MAHILA P.S. District- Saharsa

Rupesh Kumar @ Rupesh Yadav, Son of Chandradev Yadav @ Chanardev Yadav Resident of Village - Khamhouthi Ward No.7, P.S.- Bakhtiyarpur, Distt.- Saharsa.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr.Amarnath Jha, Advocate
For the informant	:	Mr. Shardanand Mishra, Advocate
		Mr. Deepak Kumar, Advocate
		Mr. Rajiv Ranjan, Advocate
For the Opposite Party/s :		Mr.Manoj Kumar, APP

CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR MISHRA

ORAL ORDER

2 22-05-2019 Heard learned counsel for the petitioner, learned counsel appearing on behalf of the informant and the learned A.P.P. for the State.

The petitioner apprehends his arrest in connection with Saharsa Mahila P.S. Case no. 50 of 2018, registered under Sections 498(A), 323, 506 and 494/34 of the Indian Penal Code and Section 3/ 4 of the Dowry Prohibition Act.

The accusation is of torturing of the complainant by her husband and other in-laws due to non-fulfillment of demand of dowry and removing her from matrimonial house after snatching her personal belongings.

Learned counsel for the petitioner submits that, in



fact, the petitioner was kidnapped by the relative of the informant and his marriage was forcibly performed with the informant. Further submission is that petitioner has filed Matrimonial Petition (Voidable Marriage) No. 14 of 2019, under Section 12(I)(b)(c) of the Hindu Marriage Act for declaring the marriage null and void on 18.03.2019 in the Court of Principal Judge, Family Court, Saharsa, which is pending for disposal.

Having regard to the facts and circumstances of the case, let the above named petitioner, be released on bail, in the event of his arrest or surrender before the learned Court below within a period of four weeks from today, on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of the Sub-Divisional Judicial Magistrate, Saharsa in connection with Saharsa Mahila P.S. Case No. 50 of 2018, subject to the condition as laid down under Section 438 (2) of the Cr.P.C.

(Rajendra Kumar Mishra, J)

manish/-

U		T	
---	--	---	--

