

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.35545 of 2019**

Arising Out of PS. Case No.-255 Year-2018 Thana- PATNA COMPLAINT CASE District-  
Patna

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YOGENDRA CHAUDHARY @ YOGENDRA KUMAR @ JOGINDRA  
KUMAR S/o Sudarsan Chaudhary R/o village- Thalpura, P.S.- Masaurhi,  
District- Patna

... .. Petitioner/s

Versus

1. THE STATE OF BIHAR Bihar
2. Gyanti Kumari D/o Sita Chaudhary, W/o Yogendra Chaudhary R/o village-  
Thalpura, P.S.- Masaurhi, District- Patna

... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr.Sheo Nandan Pandit  
For the Opposite Party/s : Mr.Rajendra Nath Jha

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

5      07-11-2019      Heard learned counsel for the parties.

Petitioner is apprehending his arrest in connection with  
Complaint Case No.255©/2018 , registered for offences  
punishable under Sections 323, 324, 498(A) of the Indian Penal  
Code and Section 34 of the D.P.Act.

As per the complaint case the petitioner happens to be  
husband of the complainant and there is allegation of demand  
of Rs.01 lac and for that subjecting her to cruelty .

Submission of the learned counsel for the petitioner is  
that the allegation is false and concocted and he is still ready  
to keep the complainant with dignity and care and such  
submission had been made before the learned Sessions Judge  
also but the same has not been considered. It appears that on  
appearance of the O.P.no.2 the matter was referred to the



Mediaton Centre but the mediation failed.

Nobody appears on behalf of the O.P.no.2 though she has appeared by filing vakalatnama.

Further submission of the learned counsel for the petitioner is that before the mediator also O.P.no.2 was not ready to reside with the petitioner.

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 S.D.J.M., Masaurhi, District Patna in connection with Complaint Case No.255© of 2018 subject to conditions as laid down under Section 438 (2) of the Code of Criminal Procedure with condition that if she is ready to reside with the petitioner he has to keep her with dignity and care..

With the above direction, this application is allowed.

**(Vinod Kumar Sinha, J)**

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