

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.45400 of 2019

Arising Out of PS. Case No.-7 Year-2019 Thana- MAHILA P.S. District- Bhagalpur

ANKIT KUMAR Son of Mohan Sharma Resident of Village - Mumtaz
Mohalla - P.S.- Naugachia, Distt - Bhagalpur.

... .. Petitioner/s

Versus

1. The State of Bihar Bihar
2. Priyanka Kumari D/o Ganga Rajak Resident of Village - Jamgaon, P.S.-
Jagdishpur, Distt - Bhagalpur.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sunil Kumar Singh
For the Opposite Party/s : Mr.Shailendra Kumar

CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

3 22-10-2019 Heard learned counsel for the parties.

The petitioner is apprehending his arrest in connection with Naugachia Mahila PS Case no.7/19 registered for offences punishable under Sections 498A/34 of the Indian Penal Code and Section 3/4 of the D.P.Act.

FIR discloses that the petitioner had solemnized marriage with the informant as they have earlier also physical relationship and thereafter taken her to the house of the brother-in-law of the petitioner but later on they are not agreed for *Bidai* rather they are demanding Rs.02 lac and stating that unless the demand is fulfilled, they will not keep her .

Submission of the learned counsel for the petitioner is



that no such marriage has been performed and the informant in order to pressurize the petitioner, the present case has been filed, however, the learned counsel for the petitioner has drawn my attention toward Annexure 3, which is a compromise reached between the parties but that compromise still shows that the petitioner has agreed to keep her with dignity and care and will not subject to any torture and harassment and that supports the prosecution case itself.

Heard learned A.P.P. . No body appears on behalf of the O.P.no.2.

Having heard both sides and in view of the facts and circumstances, as stated above, I am not inclined to grant privilege of anticipatory bail to the petitioner, however, the petitioner is directed to surrender before the learned court below and make prayer for regular bail, which will be considered by the learned court below on its own merit without being prejudiced by the order of this Court.

With the aforesaid direction, this application is dismissed.

(Vinod Kumar Sinha, J)

chn/-

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

