

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.47732 of 2019

Arising Out of PS. Case No.-546 Year-2017 Thana- SAMASTIPUR COMPLAINT CASE
District- Samastipur

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Raushan Kumar Son of Late Raj Kumar Mandal Resident of Village -
Shankarpur, P.S.- Rosera, Dist.- Samastipur.

... .. Petitioner/s

Versus

1. The State of Bihar
2. Soni Kumari W/o Raushan Kumar, D/o Lakshmi Mandal Resident of Village
- Shankarpur, P.S.- Rosera, Dist.- Samastipur, At Present D/o Lakshmi
Mandal, Resident of Village - Pokharvinda Navka Tola, P.S.- Rosera, Dist.-
Samastipur.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Dilip Kumar Roy
For the Opposite Party/s : Ms.Sharda Kumari

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

4 23-10-2019 Petitioner seeks bail in anticipation of his arrest in

connection with C.R. No. 546 of 2017 in which cognizance has

been taken under Sections 323, 341, 354, 498A and 494/34 of

the Indian Penal Code.

As per complaint petition there is allegation against

the petitioner that he ousted the complainant from the house and

solemnized second marriage.

Submission of learned counsel for the petitioner is

that the whole allegation is false and concocted and he is still

ready to keep her with dignity and care, whereas learned

counsel for opposite party No.2 has submitted that cognizance



has been taken under Section 494 of IPC and in such a situation it is not possible for the opposite party No.2 to reside with the petitioner.

Heard learned APP also.

In view of above facts and circumstances, I am not inclined to grant the privilege of anticipatory bail to the petitioner. He may surrender and pray for regular bail, which shall be considered on its own merit.

This application is, accordingly, dismissed.

(Vinod Kumar Sinha, J)

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