

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.48685 of 2019

Arising Out of PS. Case No.-76 Year-2018 Thana- MAHILA P.S. District- Patna

Panchanand Prasad, Son of Late Ramjee Prasad, Resident of Bajrangpuri, Gai
Ghat, P.S.- Alamganj, District - Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Shyam Kishor Singh, Advocate
For the Opposite Party/s : Mr. Awadhesh Kumar Singh, APP

CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 05-08-2019 This is an application for grant of anticipatory bail in
connection with Mahila P.S. Case No. 76 of 2018, disclosing
offences under Sections 498A/34 of the Indian Penal Code.

Allegation against the petitioner is of demand of
Rs.4,00,000/- and one Maruti Car and torturing her physically
and mentally. Further allegation of ousting her, however after
taking Rs.1,00,000/- from her parents, for few days, petitioner
keeps his wife, but she was again tortured and ousted her from
the house.

Submission of learned counsel for the petitioner is
that petitioner was subjected to mental torture by the informant
and due to that he has already filed a divorce case against the
informant, which is pending before the Principal Judge, Family
Court, Patna.

From the impugned order, it appears that informant



has appeared before the Additional Sessions Judge, 17th Patna, and before him a submission was made on behalf of the informant-wife that she wants to reside with the petitioner but petitioner flatly refused to keep her.

Heard learned APP also.

In such view of the matter, this application is disposed of with a direction to the petitioner to surrender before the learned court below by 14.08.2019 and make prayer for regular bail, which shall be considered by the learned court below and pass an appropriate order, without being prejudiced by order of this Court and if the petitioner is ready to pay any reasonable maintenance to the opposite party no.2, the learned court below shall also consider the same while passing the order for grant of bail to the petitioner.

(Vinod Kumar Sinha, J)

Sunil Shukla/-

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