

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.54807 of 2019**

Arising Out of PS. Case No.-1324 Year-2014 Thana- ROHTAS COMPLAINT CASE
District- Rohtas

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JAI PRAKASH SINGH Son of Sri Raja Ram Singh Resident of Village -
Sisirta (Dakshini Tola), P.S.- Nokha, Distt - Rohtas at Sasaram.

... .. Petitioner/s

Versus

1. The State of Bihar
2. Rinki Devi Wife of Jai Prakash Singh Resident of Village - Bhaisaha, Post -
Manikapur, P.S.- Indrapuri, Distt - Rohtas, At present Sisirta (Dakshini
Tola), P.S.- Nokha, Distt - Rohtas.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Ramchandra Singh
For the Opposite Party/s : Mr.Ansar Ul Haque

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**CORAM: HONOURABLE MR. JUSTICE CHAKRADHARI SHARAN
SINGH**

ORAL ORDER

3 16-11-2019 Heard learned counsel for the parties.

This application for anticipatory bail arises out of

Complaint Case No. 1324 of 2014, disclosing the offence

under Sections 498-A of the Indian Penal Code and Section

4 of the Dowry Prohibition Act.

Petitioner is the husband of opposite party no. 2.

Notices were issued to opposite party no. 2 and have been

validly served. There is, however, no representation on

behalf of opposite party no. 2.

Learned counsel appearing on behalf of the

petitioner has submitted that previously also a criminal



case was instituted by opposite party no. 2 against the petitioner making same allegation of commission of offence punishable under Section 498-A of the IPC. He has been convicted in the said previous case and a criminal appeal is pending before this Court. He has submitted that opposite party no. 2 is residing in the same house where the petitioner resides.

Considering the facts and circumstances and the submission made on behalf of the petitioner that matrimonial dispute is the root cause of the lodging of the FIR and since there is no opposition to the prayer for anticipatory bail, this application is allowed. The provisional bail granted to the petitioner under order dated 02.09.2019 is hereby confirmed in connection with Complaint Case No. 1324 of 2014, pending in the court of learned SDJM, Rohtas at Sasaram, subject to the condition as laid down under Section 438(2) of the Code of Criminal Procedure.

This is subject to the condition that the petitioner shall present himself before the Police/ Court, as the case may be, as and when required and in the event of failure on his part to appear before the court on two consecutive



occasions, his bail bonds shall be liable to be cancelled.

(Chakradhari Sharan Singh, J)

Rajesh/-

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