

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.54936 of 2019

Arising Out of PS. Case No.-29 Year-2019 Thana- DEOKUND District- Aurangabad

SHAILESH KUMAR Son of Yugal Kishore Mahto Resident of Village -
Hathiara, P.S.- Deokund, Distt - Aurangabad.

... .. Petitioner/s

Versus

1. THE STATE OF BIHAR
2. Madhu Kumari Wife of Shailesh Kumar Resident of Village - Hathiara, P.S.-
Deokund, Distt - Aurangabad.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Md. Ataul Haque
For the Opposite Party/s : Mr.Md. Iftekhar Mahmood

CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

4 26-09-2019 This application, for grant of anticipatory bail, arises
out of Deokund P.S. Case No. 29 of 2019, disclosing offences
under Sections 494, 498(A) and 34 of the Indian Penal Code.

Petitioner happens to be husband of the informant and
allegation against him is that he left the house and performed
marriage with another lady and started living with her and there
is allegation against other accused persons of demand of dowry.

Submission of learned counsel for the petitioner is
that the allegation that petitioner has solemnized marriage with
another lady is false and concocted and he is still ready to keep
the informant with full honour and dignity.

Heard learned A.P.P. as well as learned counsel for



the informant. Learned counsel for the informant has submitted that as the petitioner has solemnized marriage with another lady, she is not ready to live with the petitioner.

Having heard both sides, considering the facts and circumstances and also the fact that as per F.I.R the only allegation against the petitioner is that he started living with another lady and except that there is no allegation against him, as such, let petitioner surrender before the court below within to weeks from the date of receipt of this order, on which, the court below shall release the petitioner on bail on furnishing bail bond of Rs. 25,000/- (Rupees Twenty five Thousand) each with two sureties of the like amount each to the satisfaction of learned Sub Divisional Judicial Magistrate, Aurangabad, in connection with Deokund P.S. Case No. 29 of 2019, subject to the condition laid down under Section 438 (2) of the Code of Criminal Procedure with further condition that if the informant desires to live with the petitioner, he has to keep her with full honour and dignity

(Vinod Kumar Sinha, J)

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