

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.56962 of 2019

Arising Out of PS. Case No.-57 Year-2019 Thana- MAHILA P.S. District- Kaimur (Bhabua)

1. RAMA SHANKAR RAM Son of Late Musafir Ram Resident of Village - Dullahpur, Harnathpur, P.S.- Mohania, District- Kaimur (Bhabua)
2. Kalawati Devi Wife of Rama Shankar Ram Resident of Village - Dullahpur, Harnathpur, P.S.- Mohania, District- Kaimur (Bhabua)

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Krishna Pd. Singh, Sr. Advocate Mr.Kumar Sunil
For the Opposite Party/s :		Mr.Ramchandra Sahni, APP
For the Informant	:	Mr. Ravi Shankar Sahay

CORAM: HONOURABLE MR. JUSTICE CHAKRADHARI SHARAN SINGH

ORAL ORDER

2 09-09-2019 Heard learned counsel for the parties.

This application for anticipatory bail arises out of Mahila (Bhabua) P.S. Case N0. 57 of 2019, disclosing offences under Sections 498A, 341,323,506,313/34 of the Indian Penal Code and Sections 3/4 of the Dowry Prohibition Act.

Petitioner No.1 is father-in-law and petitioner No.2 is mother-in-law of the informant.

Learned senior counsel appearing on behalf of the petitioners has submitted that it can be easily seen from the First Information Report that it is because of matrimonial dispute between the informant and her husband that the criminal case has been lodged.

Learned counsel for the informant has vehemently opposed the prayer for anticipatory bail and has submitted that considering the



seriousness of the allegation made in the First Information Report, the petitioners do not deserve the privilege of anticipatory bail.

However, considering the facts and circumstances and the nature of allegation made in the FIR, I find substance in the submission made on behalf of the petitioners that a case for grant of anticipatory bail is made out.

This application is allowed.

Let the petitioners above named in the event of their arrest/surrender within six weeks from today in the Court below, be released on bail on furnishing bail bond of Rs. 10,000/-(ten thousand)each with two sureties of the like amount each to the satisfaction of the learned Sub-

Divisional Judicial Magistrate, Kaimur (Bhabua) in Mahila (Bhabua) P.S. Case No. 57 of 2019, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

This is subject to the condition that the petitioners shall present themselves before the Police/Court, as the case may be, as and when required and in the event of failure on their part to appear before the Court on two consecutive occasions, their bail bonds shall be liable to be cancelled.

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(Chakradhari Sharan Singh, J)

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