

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.68979 of 2019

Arising Out of PS. Case No.-738 Year-2012 Thana- SAHARSA COMPLAINT CASE
District- Saharsa

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Sujeet Kumar, Son of Bijay Sah, Resident of Village- Chhoti Balha, P.S.-
Mansi, District- Khagaria.

... .. Petitioner/s

Versus

1. The State of Bihar
2. Khsubu Devi, W/o Sujeet Kumar, D/o Sonelal Sah, Resident of Village-
Hatiyagachhi, Ward No. 31, P.S.- Saharsa, District- Saharsa.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Jai Kishor Poddar

For the Opposite Party/s : Mr.Dashrath Mehta

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 04-11-2019 This is an application for grant of anticipatory bail in

connection with Complaint Case No. 738C of 2012, disclosing

offences under Section 498A of IPC and Section 3/4 of Dowry

Prohibition Act.

Petitioner happens to be the husband of the

complainant and there is allegation of demand of Rs.2,00,000/-

and for that, assaulting her.

Submission of the learned counsel for the petitioner is

that as a matter of fact, she is not ready to reside with the

petitioner. It has further been submitted that there was a

'*Panchayati*' between the petitioner and complainant and in the

,*Panchayati*, complainant refused to reside with the petitioner,



which will appear from Annexure-2 of this petition. Thereafter, petitioner has filed a divorce case, which has also been decided *ex-parte* in favour of the petitioner, which will appear from Annexure 3 of this petition.

Heard learned A.P.P. also.

Having heard both sides, considering the above submission, this application is allowed. Let the petitioner, above named, in the event of his arrest or surrender before the court below within six weeks, be released on bail on furnishing bail bond of Rs.25,000/- (Rupees Twenty Five Thousand) with two sureties of the like amount to the satisfaction of learned S.D.J.M. Saharsa, in connection with Complaint Case No. 738C of 2012, subject to the condition laid down under Section 438(2) of the Code of Criminal Procedure.

(Vinod Kumar Sinha, J)

Sunil Shukla/-

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