

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.73342 of 2019

Arising Out of PS. Case No.-426 Year-2017 Thana- BUXAR COMPLAINT CASE District-
Buxar

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MANU KUMAR @ MANNU KUMAR S/o Sri Banarshi Singh R/o village-
Delhua, P.S.- Dinara, District- Rohtas

... .. Petitioner/s

Versus

1. The State of Bihar
2. Neetu Devi @ Nitu Kumari W/o Manu Kumar @ Mannu Kumar, D/o Guput
Narayan Singh R/o village- Delhua, P.S.- Dinara, District- Rohtas, at present
address- village- Rasen, P.S.- Rajpur, District- Buxar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Anil Kumar Singh
For the Opposite Party/s : Ms.Meena Singh

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 20-11-2019 Petitioner seeks bail in anticipation of his arrest in
connection with Complaint Case No. 426(c) of 2017 lodged for the
offences punishable under Sections 498A, 323, 379/34 of the Indian
Penal Code and Sections 3/4 of Dowry Prohibition Act.

As per complaint petition petitioner happens to be
husband of the complainant and allegation is that he demanded a
motorcycle and for non-fulfilment of the same he ousted her from the
house.

Submission of learned counsel for the petitioner is that the
matter was referred to the Family Welfare Committee constituted at
that time as per direction of Hon'ble Supreme Court and report of the
committee is available along with copy of complaint petition
(Annexure-2) which disclosed that an attempt was made for
reconciliation between the parties but the complainant side was not



ready to compromise the case and complainant was not ready to reside with the petitioner, as such the attempt was failed and petitioner later on filed a petition under Section 9 of Hindu Marriage Act before the Family Court for restitution of conjugal right.

Heard learned APP also.

In view of above facts and circumstances and further it appears that after inquiry process has been issued against the petitioner, as such there is no chance of tampering with the evidence, let petitioner, in the event of arrest or surrender, be released on bail on furnishing bail bond of Rs.25,000/- (Rupees twenty five thousand) with two sureties of the like amount each to the satisfaction of the S.D.J.M., Buxar, in connection with Complaint Case No. 426(c) of 2017, subject to the conditions as laid down under Section 438(2) of the Cr.P.C. and further condition is that one of the bailors of the petitioner shall be a local person having sufficient immoveable property within the jurisdiction of the court concerned.

(Vinod Kumar Sinha, J)

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