

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.379 of 2019

Arising Out of PS. Case No.-60 Year-2018 Thana- NALANDA COMPLAINT CASE
District- Nalanda

Sanjay Sao Son of Late Karu Sao, Resident of Village-Khusrupur, Police
Station- Khusrupur, District- Patna.

... .. Petitioner/s

Versus

1. State Of Bihar and Anr
2. Sonia Devi Wife of Sanjay Sao, D/o Suraj Sao, at Present Resident of
Village- Nagarnausa, District- Nalanda.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Shyamal Prakash
For the Opposite Party/s : Mr. Sri Tapeswar Sharma

CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

3 11-03-2019 Heard the parties.

The petitioner is apprehending his arrest in connection
with Complaint Case No.60 C of 2018 , registered for offences
punishable under Sections 498(A) and 4 of D.P. Act.

Allegation against the petitioner is of assaulting the
complainant with respect to demand of Rs.1,50,000/-.

Submission of the learned counsel for the petitioner is
that prior to that an informatory petition had also been filed by
the petitioner on 2.11.2017 and a case for restitution of conjugal
right has also been filed but she has refused to live with the
petitioner. It has also been submitted that the petitioner is still
ready to keep her.

Heard learned A.P.P. and the learned counsel for the
informant. They have opposed the prayer for bail on the ground
that she has a child also of 09 years and the petitioner is not



maintaining the O.P. no.2 and even the child and in spite of several round of *panchayati*, his behaviour remained the same.

Having heard both sides and in view of the facts and circumstances, as stated above, let the petitioner, above named, in the event of arrest or surrender before the court below within a period of six weeks from the date of order be released on bail on furnishing bail bond of Rs.25,000/- (Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of the learned SDJM, Hilsa, Nalanda in connection with Complaint Case No.60 C of 2018, subject to condition as laid down under Section 438 (2) of the Code of Criminal Procedure with further condition that if any maintenance case is filed by the O.P,no.2 the petitioner has to co-operate in disposal of the same and shall appear regularly; otherwise O.P.no.2 shall move for cancellation of the bail bond of the petitioner before the learned court below , who will consider the same.

With the aforesaid observation, this application is allowed.

(Vinod Kumar Sinha, J)

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