

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.14251 of 2020

Arising Out of PS. Case No.-132 Year-2019 Thana- MAHILA P.S. District- Nalanda

Sushil Kumar Sinha Son of Late Mahavir Prasad Mehta Resident of Village -
Naraura, P.S.- Nawada, District - Nawada.

... .. Petitioner

Versus

1. The State of Bihar
2. Rani Kumari Daughter of Yamuna Prasad Resident of Village + Post Office
Varidh, P.S.- Katari Sarai, District - Nalanda.

... .. Opposite Parties

Appearance :

For the Petitioner : Mr.Birendra Kumar Singh, Advocate
For the Opposite Party : Mr.Syed Ehteshamuddin, APP

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY
ORAL ORDER

2 06-07-2020 Heard learned counsel for the petitioner, learned

Additional Public Prosecutor appearing on behalf of the State as

well as learned counsel for the informant.

The petitioner, who is the husband of the informant,
is apprehending arrest in connection with Mahila P.S. Case No.
132 of 2019 for offences under Sections 498A, 323, 504, 506,
341 and 307/34 of the Indian Penal Code and 3/4 of the Dowry
Prohibition Act.

Learned counsel for the petitioner submits that the
petitioner has no criminal antecedent. Learned counsel submits
that the petitioner has filed Matrimonial Case No. 162 of 2019
for restitution of conjugal rights pending before the Principal



Judge, Family Court, Nawada and opposite party no. 2 has also filed Maintenance Case No. 163 of 2019 before the Principal Judge, Family Court, Nalanda at Biharsharif.

Learned counsel appearing on behalf of the informant submits that the attitude of the petitioner is not congenial towards his wife.

Considering the fact that the petitioner is ready to pay Rs.10,000/- (Rupees ten thousand) as maintenance to the opposite party no. 2, the Court is inclined to grant bail him. Let petitioner, above-named, in the event of arrest or surrender within one month from today, be released 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 Sub-Divisional Judicial Magistrate, Nalanda at Biharsharif in connection with Mahila P.S. Case No. 132 of 2019, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

In the event the petitioner fails to pay any instalment of Rs.10,000/- to the opposite party, the court below shall be at liberty to cancel his bail bond.

(Anil Kumar Upadhyay, J)

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