

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.46581 of 2019**

Arising Out of PS. Case No.-1436 Year-2018 Thana- NALANDA COMPLAINT CASE
District- Nalanda

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SHARWAN CHAUHAN @ SHARWAN KUMAR S/o Ramasharay Chauhan
@ Lakhan Chauhan Resident of Ishanagar Beldari Tola, P.S.- Ghoswari, P.O.-
Karkain, District- Patna.

... .. Petitioner/s

Versus

1. THE STATE OF BIHAR
2. Rasaba Devi W/o Sharwan Chauhan Resident of Ishanagar Beldari Tola,
P.S.- Ghoswari, P.O.- Karkain, District- Patna at present resident of Daughter
of Suresh Chauhan Village- Beldari, P.S.- Asthawan, District- Nalanda.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Samir Kumar Sinha
For the Opposite Party/s : Mr.Kumar Veerendra Narayan

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CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

4 05-02-2020 Heard learned counsel for the petitioner, learned

counsel for the opposite party no. 2 and learned Additional

Public Prosecutor for the State.

The petitioner is apprehending his arrest in a case
registered for the offence punishable under Sections 323, 498A,
406, 494 of the Indian Penal Code.

By order dated 18.10.2019, both parties was directed
to appear before the Mediation & Conciliation Centre, Patna
High Court, Patna.

Report of the Mediator at Flag-'A' reveals that the
dispute between the parties could not be resolved through the



process of mediation.

Learned counsel for the petitioner submits that the marriage of the petitioner was solemnized in the year 2008, therefore, no offence under Section 498A is made out against the petitioner. He submits that petitioner is ready to keep his wife with full dignity and care. He further submits that the petitioner has solemnized 2nd marriage with one Guria Devi as alleged, is wrong.

In the facts and circumstances of the case, let the petitioner, above named, in the event of his arrest or surrender before the Court below within a period of six weeks from the date of receipt of the order, be released on anticipatory bail on furnishing bail bond of Rs.20,000/- (rupees twenty thousand) with two sureties of the like amount each to the satisfaction of the learned J.M. 1st Class, Nalanda at Bihar Sharif in connection with Complaint Case No. 1436C of 2018, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Anjani Kumar Sharan, J)

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