

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.15130 of 2020

Arising Out of PS. Case No.-176 Year-2018 Thana- EAST CHAMPARAN COMPLAINT
District- East Champaran

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Suman Sah @ Suman Kumar Sah aged about 30 years S/o Rajendra Sah R/o
village- Narkatiya, P.S.- Dapra, District- East Champaran

... .. Petitioner

Versus

1. The State of Bihar
2. Lalita Devi W/o Suman Sah, D/o Raj Kishore Prasad R/o village- Islampur
Dhaka, P.S.- Dhaka, District- East Champaran

... .. Opposite Party

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Appearance :

For the Petitioner : Mr.Anil Kumar, Advocate
For the Opposite Party : Mr.Pawan Kumar Chaurasia, APP

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 28-01-2021 Heard learned counsel for the petitioner, the State and
the opposite party no.2 via Video conferencing.

Petitioner apprehends arrest in a case registered for
the offences punishable under Section 498A of the Indian Penal
Code and Sections 3/4 of the Dowry Prohibition Act.

Petitioner, husband of opposite party no.2, as well as
his family members are alleged to have subjected the opposite
party no.2 to cruelty and harassment for non-fulfilment of
dowry demand. They also tried to set her on fire by pouring
Kerosene oil but due to intervention of neighbours she could be
saved.

Learned counsel for the petitioner submits that the



petitioner is ready to keep opposite party no.2 with care and dignity. He submits that the petitioner is labourer and cannot pay maintenance to opposite party no.2.

Learned counsel for the State and the informant oppose the prayer for bail submitting that opposite party no.2 is not willing to go to her matrimonial house because of ill treatment meted out to her at the hands of the petitioner and his family members. Petitioner is not even ready to pay her maintenance.

Considering the nature of allegation against the petitioner who happens to be the husband of the victim, his prayer for bail is refused with direction to surrender and seek regular bail which would be considered and disposed of on its own merit without prejudice.

(Prabhat Kumar Singh, J)

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