

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.32407 of 2021**

Arising Out of PS. Case No.-37 Year-2017 Thana- ISUAPUR District- Saran

Rakesh Sharma, S/O Om Prakash Sharma R/O Village- Chainpur, P.S.-
Taraiya, District- Saran At Chapra.

... .. Petitioner/s

Versus

1. The State of Bihar
2. Dulari Devi W/o Rakesh Sharma, D/o Rajendra Sharma R/o village-
Chainpur, P.S.- Taraiya, District- Saran at Chapra, presently residing at
village- Dhama Parsa, P.S.- Isuapur, District- Saran at Chapra

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Jeetendra Narayan- Advocate

For the Opposite Party/s : Mr. Arvind Kumar Pandey (APP84)

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA

ORAL ORDER

2 26-11-2021 Heard the learned Advocate for the petitioner and the

learned APP for the State through video conferencing.

The petitioner seeks bail in connection with Isuapur P.
S. Case No.37 of 2017, instituted for the offences under
Sections 341, 323, 147, 498(A) of the Indian Penal Code and
Section 3/4 of the Dowry Prohibition Act.

The learned counsel for the petitioner submits that the
petitioner is in custody since 15.02.2021 and charge-sheet has
been submitted in this case.

The learned counsel for the petitioner further submits
that from perusal of the allegation as alleged in the F.I.R., it
would manifest that the informant has alleged that she was
married to the petitioner in the Year 2014 and after she reached
at the matrimonial home, demand of dowry in form of buffalo



and motorcycle started and when the informant informed her parents about the same, she was also assaulted when her parents came to settle the issue. Further, she was ultimately ousted from home on 14.08.2016.

The learned counsel for the petitioner submits that from perusal of the allegation as alleged in the F.I.R., it would manifest that the allegation of demand of dowry is general and omnibus. Petitioner is in custody for nearly more than nine months. As such, the petitioner be enlarged on bail.

Learned A.P.P. opposes the bail application.

Considering the fact that the petitioner is in custody since 15.02.2021 and charge-sheet has been submitted in this case, the petitioner, above-named, is directed to be released on bail on his furnishing bail-bonds in the sum of Rs. 25,000/- (Rupees Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of learned S.D.J.M., Saran at Chapra in connection with Isuapur P. S. Case No.37 of 2017.

The application stands allowed.

(Satyavrat Verma, J)

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