

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.28459 of 2020

Arising Out of PS. Case No.-210 Year-2006 Thana- SITAMARHI COMPLAINT CASE
District- Sitamarhi

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Hari Shankar Mukhiya, aged about 38 years Male S/o Pritam Mukhiya
Resident of Village- Kerwara, Police Station- Bisfi, District- Madhubani.

... .. Petitioner

Versus

1. The State of Bihar
2. Shivchandra Devi @ Shiv Kumari Devi W/o Hari Shankar Mukhiya At
present residing at village-Bhima Makleshwarpur, P.S.-Pupri, District-
Sitamarhi.

... .. Opposite Party

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Appearance :

For the Petitioner	:	Mr. Uday Kumar, Advocate
For the State	:	APP

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CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY
ORAL ORDER

3 12-03-2021 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor appearing on behalf of the State.

The service report indicates that the mother of the
complainant (opposite party no.2) met the process server and
said that her daughter has solemnized second marriage.

The petitioner, who is the husband of the complainant,
is apprehending arrest in connection with Complaint Case No.
C-1/210 of 2006 for offence under Section 498A of the Indian
Penal Code.

Since the opposite party no.2 has not entered
appearance by filing any vakalatnama, this Court is inclined to
grant the privilege of anticipatory bail to the petitioner who is



the husband of the opposite party no.2 having no criminal antecedent and the marriage took place in the month of March, 2002. Let the 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) with two sureties of the like amount each to the satisfaction of the Sub-Divisional Judicial Magistrate, Pupri at Sitamarhi in connection with Complaint Case No. C-1/210 of 2006, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

(Anil Kumar Upadhyay, J)

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