

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.80890 of 2019

Arising Out of PS. Case No.-96 Year-2019 Thana- MADHEPURA COMPALINT CASE
District- Madhepura

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SINTU YADAV @ SINTU KUMAR Son of Prakash Yadav Resident of
Village - Thalha Gadhiya, Tola and Post - Balsora, P.S.- Triveniganj, District -
Supaul.

... .. Petitioner/s

Versus

1. THE STATE OF BIHAR
2. Gudiya Devi @ Guddi Kumari Wife of Sintu Yadav, Daughter of Nand
Kishore Yadav Resident of Village- Chauraha, P.S. - Shankerpur, District -
Madhepura.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Kumar Vishoka Nand
For the Opposite Party/s : Mr.Chandra Bhushan Prasad

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CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

6 01-11-2021 Heard Sri Kumar Vishoka Nand, learned counsel for

the petitioner, Sri Praveen Kumar Agarwal, learned counsel for

the complainant and Sri Chandra Bhushan Prasad, learned APP

for the State.

Petitioner seeks anticipatory bail in Complaint Case no.
96 of 2019 in which cognizance has been taken under section
498A of the Indian Penal Code read with section 3/ 4 of the
Dowry Prohibition Act.

Learned counsel for the petitioner at the outset submits
that petitioner is person with clean antecedent and is husband of
the complainant. Learned counsel for the petitioner further



submits that the petitioner has already filed a Divorce Case no. 02/2019 dated 11.01.2019 which is presently pending in the court of the Principal Judge, Family Court, Supaul. Further learned counsel submits that marriage took place in 2012 between the petitioner and opposite party no.2, present case came to be instituted on 20.2.2019 after the aforesaid divorce case was filed. Learned counsel for the petitioner further submits that during the pendency of the divorce case, he is willing to pay monthly maintenance of Rs 4000/- (Four thousand) to opposite party no.2.

Learned counsel for the complainant agrees to the submissions of learned counsel for the petitioner.

Considering the facts and circumstances, in the event of arrest/surrender within ten weeks from today, the petitioner is directed to be released on anticipatory bail on furnishing bail bonds of Rs 10,000/- (ten thousand) each with two sureties of the like amount each to the satisfaction of the Chief Judicial Magistrate, Madhepura in Complaint Case no. 96 of 2019 subject to the condition under section 438(2) Cr.P.C.

It is further directed that in the event complainant files an application before the learned court below that petitioner is not maintaining as agreed from November, 2021, the court



below shall issue notice to the petitioner and after verifying the
fact, will be at liberty to cancel the bail bond of the petitioner.

(Satyavrat Verma, J)

s.hassan/-

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