

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.14194 of 2021

Arising Out of PS. Case No.-188 Year-2020 Thana- RANIGANJ District- Araria

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MITHILESH KUMAR YADAV S/O RAMCHANDRA YADAV, R/O
VILLAGE-MAJAH, RAGHUNATHPUR, WARD NO. 4, P.S.-
BHARGAMA, DISTRICT-ARARIA.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Sanjay Kumar Sharma
For the Opposite Party/s : Mr.Umesh Prasad
Mr. Shailendra Kumar

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**CORAM: HONOURABLE MR. JUSTICE NAWNEET KUMAR
PANDEY**

ORAL ORDER

6 04-07-2022 The learned counsel for the petitioner is directed to

remove all the defects, if any, pointed out by the office within

one month.

Heard the learned counsel for the petitioner as well as

the learned counsel for the informant and the learned Additional

Public Prosecutor for the State.

The petitioner apprehends his arrest in connection with

Raniganj P.S. Case No. 188 of 2020 registered for offence

punishable under sections 341, 323, 344, 325, 498A, 504,

506/34 of the Indian Penal Code.

The petitioner is husband of the informant. As per

FIR, the informant had purchased a piece of land. Her husband,



the petitioner was making pressure on the informant to transfer the land in his name. Meanwhile, the petitioner sold the land belonging to his grand-father. The grand-father of the petitioner had already gifted that land in favour of the informant. Due to that dispute on 29.03.2020, the petitioner and other named accused persons along with six unknown persons came to the house of the informant and forcibly lifted her son and daughter. They badly assaulted the son and daughter of the informant and the informant herself.

The learned counsel for the petitioner has submitted that it is not a case of matrimonial dispute, rather it is a matter of domestic violence.

The learned counsel for the informant has submitted that due to torture inflicted by the petitioner and also due to fact that the petitioner has solemnized his second marriage, the informant has filed a case for a decree of divorce against the petitioner. He has also submitted that the case diary has been received and the injuries suffered by the informant at the hand of the petitioner, are grievous in nature.

The injury report annexed with the case diary shows that the informant was badly assaulted and she has sustained grievous injuries, as such, the petitioner does not deserve the



privileges for anticipatory bail and accordingly, his prayer for anticipatory bail is rejected.

Office shall ensure that all defects are removed by the petitioner within the stipulated time mentioned hereinabove, failing which, the matter shall be brought to the notice of this Court.

(Nawneet Kumar Pandey, J)

Mahesh/Aditi

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