

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.7775 of 2022

Arising Out of PS. Case No.-65 Year-2021 Thana- JAMALPUR District- Munger

DEOBRAT SHARMA @ DEVRAT SHARMA S/o Pradeep Kumar Verma @
Sharma R/o village- Ekdara, P.S.- Buddhuchak, Distt.- Bhagalpur

... .. Petitioner/s

Versus

1. The State of Bihar
2. Udit Soni @ Rani W/O Deobrat Sharma @ Devrat Sharma, D/O Surendra Prasad R/o village- Ekdara, P.S.- Buddhuchak, Distt.- Bhagalpur, at present residing at Sadar Bazar, Near Post Office, P.S. and P.O.- Jamalpur, Distt.- Munger

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ravish Mishra

For the Opposite Party/s : Mr.Sanjay Kumar

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

3 01-11-2022 Heard learned counsel for the petitioner, learned counsel
for the complainant and learned APP for the State.

The instant application for anticipatory bail has been filed by the petitioner apprehending his arrest in connection with Jamalpur P.S. Case no. 65 of 2021 instituted for the offence under Sections 498A, 307, 323, 504/34 of the Indian Penal Code and Section 3/4 of the Dowry Prohibition Act.

As per allegation in the FIR, due to non-fulfillment of dowry demand of Rs. two lakh, petitioner along with other family members started to abuse and torture the complainant mentally and physically.

It is submitted by learned counsel for the petitioner that petitioner is husband of the informant and has been falsely implicated



in this case.

Learned counsel for the complainant and learned APP appearing for the State has opposed the prayer of Bail. They submitted that it is admitted fact that an amount of Rs. 2,500/- was fixed by Family Court as maintenance to be paid by the petitioner to the complainant. However, he is not regularly paying the same.

Having heard learned counsel for the parties and considering the submissions made on behalf of the petitioner, this Court is inclined to enlarge him on bail subject to condition that petitioner shall deposit the entire arrear amount as well as Rs. 2,500/- per month as maintenance to the complainant as per the order of Family Court. The petitioner, above named, in the event of his arrest or surrender before learned Court below within a period of four weeks from today, shall be released on anticipatory bail on furnishing bail bonds of Rs. 10,000/-(Ten Thousands) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Munger in connection with Jamalpur P.S. Case No. 65 of 2021, subject to the conditions as laid down under section 438(2) of the Cr.P.C.

(Sunil Kumar Panwar, J)

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