

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.28785 of 2021

Arising Out of PS. Case No.-2380 Year-2017 Thana- KATIHAR COMPLAINT CASE
District- Katihar

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Rajendra Mandal S/O Late Anuplal Mandal R/O Nungarha, P.S.-KADWA,
District-Katihar

... .. Petitioner/s

Versus

1. The State of Bihar
2. Parwati Devi W/O Rajendra Mandal, D/O Bhola Prasad Mandal At Present
R/O-Nohari, Post-Sonaili, District-Katihar.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sanjeev Kumar Singh

For the Opposite Party/s : Mr. A.G.

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CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 09-02-2022 Heard learned counsel for the petitioner,

complainant and learned APP for the State.

Learned counsel for the petitioner is expected

to honour his undertaking given in the instant case for

depositing the requisite court fee and to remove the

defects as pointed out by the office when called upon to

do so by the office.

The petitioner is apprehending his arrest in a

complaint case registered for the offences punishable

under Sections 498(A)/34 of the Indian Penal Code.



The basic accusation is of torture for non-fulfillment of dowry demand and ousting the complainant from her matrimonial house.

It is submitted by learned counsel for the petitioner that the marriage of the petitioner with the complainant was solemnized in the year 2009. It is further submitted that complainant has performed second marriage on 30.10.2020 with one Anil Kumar Mandal, son of Ghanshyam Mandal, resident of Village-Nungara, P.S.-Kadwa, District-Katihar and she is presently living with her second husband. The marriage certificate has been brought on record as Annexure-2.

Considering the fact that complainant has performed second marriage, let the petitioner, above named, in the event of his arrest or surrender before the Court below within a period of four weeks from today, 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, Katihar in connection with Complaint
Case No. 2380 of 2017, subject to the conditions as laid
down under Section 438(2) of the Cr.P.C.

The learned Court below is directed to take
appropriate steps for cancellation of bail bonds of the
petitioner, if the complainant files a petition before
learned Court below denying solemnization of second
marriage.

(Sunil Kumar Panwar, J)

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