

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.32508 of 2021**

Arising Out of PS. Case No.-289 Year-2020 Thana- NALANDA COMPLAINT CASE
District- Nalanda

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SUBHASH CHAUDHARY Son of Mohan Chaudhary Resident of Village-
Tharthari Bazar, P.S.- Tharthari, District- Nalanda.

... .. Petitioner/s

Versus

1. The State of Bihar
2. Rina Devi Wife of Subhash Chaudhary, Daughter of Late Dwarika Chaudhary Resident of Village- Dadupur, P.S.- Parbalpur, District- Nalanda.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Birendra Kumar

For the Opposite Party/s : Mr. APP

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CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 24-02-2022 Heard learned counsel for the petitioner and learned
APP for the State.

The instant application for anticipatory bail has been filed by the petitioner apprehending his arrest in connection with Complaint Case no. 289(C)/2020 instituted for the offence under Section 498(A) of the Indian Penal Code and Section 4 of the Dowry Prohibition Act.

This case relates to torture and harassment due to non-fulfillment of Rs. One lakh as further dowry demand and finally husband of the complainant and his family members ousted her from her matrimonial home after snatching her belongings.

Learned counsel appearing on behalf of the petitioner



has submitted that petitioner is husband of the complainant and has been falsely implicated in this case. He has never demanded any thing from the complainant. It is further submitted by learned counsel for the petitioner that petitioner is ready to keep his wife with full honour and dignity but complainant herself does not want to live with the petitioner.

Learned APP appearing for the State has opposed the prayer of Bail.

Having heard learned counsel for the parties and considering the submission made on behalf of the petitioner, this Court is inclined to enlarge him on bail. The petitioner is directed to surrender in the Court below within a period of four weeks from today and in the event of his arrest or surrender in connection with Complaint Case No. 289 (C) of 2020 he will be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of learned S.D.J.M., Hilsa, Nalanda subject to the conditions as laid down under section 438(2) of the Cr.P.C.

If the complainant wishes to live with the petitioner, she will file a petition before learned Court below. On receiving such a petition, the Court below shall issue notice to the petitioner, when it is expected from the petitioner to comply the



undertaking given before this Court to keep the complainant as
wife with full dignity and honour.

(Sunil Kumar Panwar, J)

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