

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.31974 of 2022

Arising Out of PS. Case No.-913 Year-2021 Thana- PHULWARISHARIF District- Patna

Anshu Kumar Gupta S/o Late Ram Deo Sah Resident of Village- Bibiganj,
P.S.- Danapur, District- Patna.

... .. Petitioner/s

Versus

1. The State of Bihar
2. Soni Kumari D/o Sri Vijay Kumar Gupta, W/o Anshu Kumar Gupta
Resident of Village- Janipur, P.O. and P.S.- Janipur, District- Patna.

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Awadhesh Kumar, Adv.
For the Opposite Party/s	:	Mr. Yogendra Kumar Singh, APP
For the O.P. No.2/s	:	Mr. Sashi Shekhar Kumar, Adv.

CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

3 22-11-2022 Let the defect(s), if any, be removed within two weeks
from today.

Heard learned counsel for the petitioner and learned
A.P.P. for the State.

The petitioner seeks regular bail in connection with
Phulwarisharif (Janipur) P.S. Case No. 913 of 2021 lodged
under Sections 341, 323, 498A, 379, 504, 506 of the I.P.C. read
with Section 3/4 D.P. Act.

Notices were issued in this case which has been
returned unserved but O.P. No.2 has appeared through
Vakalatnama. Learned counsel for O.P. No.2 submits that she is
ready to live with her husband and husband is ready to keep his
wife happily.

Learned counsel submits that petitioner is husband and his antecedent is clean. He submits that under unfortunate circumstances, his wife has filed this case. Now, grievances has settled. Counsel submits that petitioner is in custody since 26.12.2021. Learned counsel for O.P. No.2 has no objection if he shall be released on bail. Learned counsel for O.P. No.2 submits that at the time of granting bail, an undertaking may be submitted by the husband that he will keep his wife with full dignity and respect.

Learned counsel for the State opposes the prayer for bail.

In the present facts and circumstances of this case and the submissions made above, let the petitioner above named, be granted bail on furnishing bail bonds of Rs.30,000/- (Rupees Thirty thousand) with two sureties of the like amount each to the satisfaction of learned C.J.M. Patna in connection with Phulwarisharif (Janipur) P.S. Case No. 913 of 2021, subject to the conditions as laid down under Section 437(3) of Cr.P.C.

Petitioner shall file an affidavit in this regard mentioned above.

With this observation, the bail application stands allowed.

(Dr. Anshuman, J.)

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