

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.32772 of 2022

Arising Out of PS. Case No.-375 Year-2021 Thana- LAUKAHA District- Madhubani

SHASHI BHUSHAN KUMAR Son of Ram Pravesh Mahto Resident of
Village - Majhaura, P.s.- Laukaha, Distt.- Madhubani.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Jitendra Prasad Singh

For the Opposite Party/s : Mr.Nitya Nand Tiwary

CORAM: HONOURABLE MR. JUSTICE SHAILENDRA SINGH
ORAL ORDER

2 02-09-2022 The learned counsel for the petitioner is directed to

remove all the defects pointed out by the Stamp Reporter within one

month.

Petitioner seeks regular bail in a case registered for the
offences punishable under Sections 498A, 307 and other allied
sections of the Indian Penal Code.

As per allegation the petitioner who happens to be
husband of the informant, physically and mentally tortured his wife
for demand of Rs 2 lakh and vehicle and thereafter informant
informed her parents regarding the alleged rude behaviour and then
her father came at her sasural but he was misbehaved and his vehicle
was damaged by the petitioner and his family members by pelting
stones and as per allegation, accused persons including the petitioner
tried to kill her by pressing her neck but she was saved by neighbour.

The main submissions advanced by Sri Jitendra Prasad



Singh, the learned counsel appearing for the petitioner are that injury report of the informant goes to show that she sustained bruises and swelling on her body and the said injury has been opined to be simple in nature, hence, allegation of attempting to kill her by the petitioner and his family members as alleged in the FIR is completely false and the present case relates to simple Marpit or physical torture. Further submission is that investigation has been completed in respect of the petitioner and he has been languishing in jail since 04.12.2021.

Sri Nitya Nand Tiwary, learned APP appearing for the State has opposed the prayer for bail.

Having regard to the facts and circumstances of the case and mainly taking into account petitioner's custody period and stage of his case, in the opinion of this court, a lenient approach can be taken in respect of the petitioner. Let the petitioner be released on bail on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the Sub divisional Judicial Magistrate, Jhanjharpur District Madhubani in Laukaha P.S Case No. 375 of 2021.

(Shailendra Singh, J)

s.hassan/-

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