

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.695 of 2022

Arising Out of PS. Case No.-58 Year-2021 Thana- MAHILA P.S. District- Patna

=====

Rakesh Kumar Roy @ Rakesh Kumar Rai Son Of Late B.D. Rai Resident Of
House No.20, Phase No.02, Khajuri Kala Near Ballabh Nagar, P.S.-
Awadeshpuri, District- Bhopal, State- Madhaya Pradesh.

... .. Petitioner/s

Versus

1. The State of Bihar
2. Manisha Patel Daughter of Dhanraj Patel Resident of Mohalla Mauri Gali,
Machharhatta, P.S.- Khajekala, District- Patna.

... .. Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Manoj Kumar Jha
For the Opposite Party/s : Mr. Asha Kumari

=====

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

3 20-09-2022 Heard learned counsel for the petitioner and learned

Additional Public Prosecutor for the State. Though the opposite
party no. 2 has appeared through Vakalatnama but nobody
appears her behalf.

Learned counsel for the petitioner undertakes to
remove the defects within three weeks. In the eventuality of
non-removal of defects within undertaken period, the office will
place the matter before the Bench.

The petitioner is apprehending his arrest in a case
registered for the offence punishable under Sections 341, 323,
498A of the Indian Penal Code and Section 3/4 of the DP Act.

Learned counsel for the petitioner submits that the
petitioner is innocent and has been falsely implicated in this
case. He submits that the informant does not want to live with
the petitioner and after solemnization of marriage, she hardly



remained 3-4 months with the petitioner. He submits that earlier petitioner had filed divorce case bearing C.A. Case No. 1776 of 2021 under Section 13(I) of the Hindu Marriage Act before the Principal Judge, Family Court, Bhopal thereafter the informant to create defence, filed present FIR against the petitioner. He further submits that petitioner has no criminal antecedent as stated in para-3 of this application.

Learned APP for the State opposes the prayer for bail.

Considering the facts and circumstances of the case, let the above named petitioner in the event of his arrest or surrender before the learned Court below within a period of six weeks from today, be enlarged on bail on furnishing bail bond of Rs.25,000/- (Rupees Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of the learned court below where the case is pending/successor court in connection with Patna (Mahila) P.S. Case No. 58 of 2021, subject to the condition as laid down under Section 438 (2) of the Cr.P.C.

(Anjani Kumar Sharan, J)

devendra/-

U		T	
---	--	---	--

