

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.5552 of 2023

Arising Out of PS. Case No.-255 Year-2022 Thana- GAYA MUFASIL District- Gaya

Amit Kumar S/O Dhaneshwar Mahto R/O Village- Ganeshpur, P.S.-
Balumath, Distt- Latehar, (Jharkhand).

... .. Petitioner/s

Versus

1. The State of Bihar
2. Shruti Kumari W/o Amit Kumar, D/o Gopal Manjhi R/o village- Ganeshpur,
P.S.- Balumath, Distt- Latehar, (Jharkhand). At present resident with her
parent R/o Village- Budhgere, P.O. - Budhgere, P.S.- Gaya Muffasil, Distt-
Gaya, Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Tribhuwan Narayan

For the Opposite Party/s : Mr.Anil Prasad Singh

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 10-04-2023 Heard learned counsel for the petitioner, learned
counsel for the opposite party no. 2 and learned Additional
Public Prosecutor for the State.

The petitioner is apprehending his arrest in a case
registered for the offence punishable under Sections 498A,
377/34 of the Indian Penal Code.

Learned counsel for the petitioner submits that the
petitioner is innocent and has been falsely implicated in this
case. He submits that there is no specific overt act against the
petitioner. He submits that there is general and omnibus
allegation levelled against the petitioner. He submits that the
opposite party no. 2 has given an application to Superintendent



of Police, Ranchi wherein she has stated that she is being tortured and now she has decided to not live with her husband. He submits that petitioner has filed Divorce Case i.e. Original Suit (Divorce) Case No. 271 of 2022 before the learned court below against the opposite party no. 2. He further submits that petitioner has no criminal antecedent as stated in para-3 of this application.

Learned APP for the State and learned counsel for the opposite party no. 2 oppose 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 Gaya Mufasil P.S. Case No. 255 of 2022, subject to the condition as laid down under Section 438 (2) of the Cr.P.C.

(Anjani Kumar Sharan, J)

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