

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.8939 of 2022

Arising Out of PS. Case No.-328 Year-2020 Thana- BEUR District- Patna

VIJAY KUMAR @ ABHAY Son of Bachchu Prasad @ Bachhu Prasad
Resident of Village - Pakaha Railway Colony, P.s.- Marhaura, Distt.- Saran.

... .. Petitioner/s

Versus

1. The State of Bihar
2. Kalyani Kumari W/o Vijay Kumar @ Abhay Resident of Village - Purbi Tej Pratap Nagar, P.s.- Beur, Distt.- Patna.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Anurag Pandey

For the Opposite Party/s : Mr.Ramchandra Sahni

CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA
ORAL ORDER

9 18-04-2023 Heard learned counsel for the petitioner and learned
counsel for the State.

Petitioner apprehends arrest in connection with Beur
P.S. Case No. 328 of 2020 registered for the offence under
sections 498A, 323, 506/34 of the Indian Penal Code.

Learned counsel for the petitioner submits that
petitioner has not committed any offence as alleged in the first
information report. He never demanded any dowry nor tortured
the opposite party no. 2, rather, it is the opposite party no. 2 who
herself does not want to live with this petitioner. Petitioner is
unemployed and does not have any source of income whereas
the opposite party no. 2 is employed as an Assistant in State



Food Corporation and is getting a handsome salary of Rs. 20,000/- per months, as stated in paragraphs 8 and 9 of the supplementary affidavit. Petitioner has no criminal antecedent.

Considering the facts and circumstances of the case and the submissions advanced on behalf of the parties, the petitioner, above named, is directed to be released on bail on furnishing personal bond to the satisfaction of Additional Chief Judicial Magistrate III, Patna in connection with Beur P.S. Case No. 328 of 2020 subject to the conditions as laid down under section 438(2) of the Code of Criminal Procedure.

(Arvind Srivastava, J)

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