

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.14655 of 2023

Arising Out of PS. Case No.-25 Year-2021 Thana- BEGUSARAI COMPLAINT CASE
District- Begusarai

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ROHIT KUMAR Son of Anjani Kumari Verma R/V- Ishwar Nagar (Ishak Chak) Bishari Asthan P.s- Ishckchak, Dist- Bhagalpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Suraj Deo Singh

For the Opposite Party/s : Mr. Arun Kumar

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CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 16-05-2023 Heard learned counsel for the petitioner, learned
A.P.P. for the State and learned counsel for opposite party no. 2.

The petitioner apprehends his arrest in Complaint P.S.
Case No. 25 of 2021 registered for the offences punishable under
Sections 498(A) of the Indian Penal Code and Section 3/4 of the
D.P. Act, pending in the Court of learned Judicial Magistrate,
Begusarai.

Petitioner, who is husband of opposite party no2.,
used to torture mentally and physically to the opposite party no. 2
due to non-fulfillment of demand of dowry.

Learned counsel for the petitioner submits that no
such occurrence as alleged ever took place. He has been falsely
implicated in this case. He submits that the petitioner has neither
tormented nor demand dowry from the opposite party no. 2. The
allegation levelled against the petitioner is not specific rather
general and omnibus in nature. He submits that the petitioner has



filed a divorce case, thereafter the present case is filed by the opposite party no. 2. The petitioner has got no criminal antecedent as mentioned in para-3 of the bail application.

Learned APP for the State as well as learned counsel for the opposite party no. 2 opposing the bail petition submitted that in the Maintenance case No. 22 of 2021, order is passed against the petitioner to pay Rs. 4,000/- per month to the opposite party no. 2 but the said amount has not been paid to opposite party no. 2 till date.

Considering the facts and circumstances of case, nature of the offence and the fact that there is specific allegation against the petitioner, I am not inclined to enlarge the petitioner on anticipatory bail. The prayer for anticipatory bail of the petitioner is hereby rejected.

However, if the petitioner surrenders before the learned Court below within six weeks from today and seek regular bail, the learned Court below would pass order on the same day in accordance with law without being prejudiced by this order.

(Anjani Kumar Sharan, J)

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