

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.16372 of 2023

Arising Out of PS. Case No.-351 Year-2019 Thana- BHABHU(KAIMUR) COMPLAIN C
District- Kaimur (Bhabua)

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RAKESH PASWAN S/O DHARMDEO PASWAN VILLAGE- MAMADEO,
P.S- MOHANIA, DISTT.- BHABHUA AT KAIMUR.

... .. Petitioner/s

Versus

1. The State of Bihar A.G. Patna
2. Sandhya Devi W/O Rakesh Paswan, D/O- Satya Narayan Prasad R/O-
Village- Mamadeo, P.S- Mohania, Distt.- Kaimur At Bhabua At Present Of
Village- Niyamtabad(Maraeepur), P.O- Niyamtabad, P.S- Alinagar, Distt.-
Chandauli (U.P.)

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Vinod Kumar Seth
For the Opposite Party/s : Mr. Khurshid Anwar

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CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 28-04-2023 Heard learned counsel for the petitioner and learned

APP for the State.

The petitioner has prayed for regular bail in a case
registered for the offence punishable under sections 498(A)
of the Indian Penal Code.

The prosecution case, in brief, is that earlier the
marriage of the complainant was solemnized with the
petitioner and the petitioner along with co-accused used to
torture the informant mentally and physically due to non-
fulfillment of dowry demand.

Learned counsel for the petitioner submits that the



petitioner is innocent and has committed no offence. The petitioner is husband of the complainant due to which he has falsely been implicated in the present case. It is further submitted that the petitioner has never demanded dowry from the complainant and still ready to keep his wife/complainant with full dignity and honour. A statement has been made in para-3 of the petition that the petitioner has got no criminal antecedent. It is further submitted that the petitioner is languishing in judicial custody since 19.12.2022.

Learned APP appearing for the state has opposed the prayer of regular bail.

Having heard learned counsel for the parties and considering the facts and circumstances of the case as well as custody of the petitioner, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be released on bail in connection with Complainant Case No. 351 of 2019 / 1296 of 2022 on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Sub Divisional Judicial Magistrate, Kaimur at Bhabhua.

learned trial court is directed to make effort for



settling the dispute arouse between the complainant and the
petitioner.

(Sunil Kumar Panwar, J)

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