

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.18582 of 2023

Arising Out of PS. Case No.-97 Year-2021 Thana- TARAIIYA District- Saran

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Upendra Kumar @ Sushil Kumar @ Dr. Upendra Kumar @ Sushil Kumar
Son Of Late Nagendra Rai R/O Village- Kharauni, Post- Marhaurah, P.S.-
Marahaurah, District- Saran At Chapra

... .. Petitioner/S

Versus

1. The State Of Bihar
2. Bibha Kumari Wife Of Dr. Upendra Kumar Rai, D/O Ravindra Rai Presently
R/A Village- Gandar, P.O.- Dumri Chhapiya, P.S.- Taraiya, District- Saran At
Chapra

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Jeetendra Narayan
For the Opposite Party/s : Mr. Tarun Prasad Mandal

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CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 19-04-2023 Heard learned counsel for the petitioner,

learned counsel for the informant and learned APP for

the State.

The petitioner has filed the instant application

for grant of regular bail in a case registered for the

offences punishable under Sections 341, 323, 504,

498(A) of the Indian Penal Code and Section 3/4 of

Dowry Prohibition Act.

It is a case of cruelty and ousting the informant

from her matrimonial house by the petitioner (husband



of the informant) along with other co-accused persons.

It is submitted by learned counsel for the petitioner that the petitioner is innocent and he has falsely been implicated in the present case. It is further submitted that informant is of selfish nature and she insisted the petitioner for residing alone and living his parents to which petitioner denied and on this dispute the informant lodged the present case to harass the petitioner. Moreover, the petitioner remained in judicial custody for more than three months.

Learned Counsel for the informant submitted that informant is ready to lead her conjugal life.

Learned APP appearing for the State has vehemently opposed the prayer for Bail.

Having heard learned counsel for the parties and taking into consideration the facts and circumstances of the case as well as period of custody, this Court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be enlarged on



bail in connection with Taraiya P.S. Case No. 97 of 2021
on furnishing bail bond of Rs. 10,000/- (Rupees ten
thousand) with two sureties of the like amount each to
the satisfaction of the learned Sub Divisional Judicial
Magistrate, Saran, Chapra.

Learned Trial Court is directed to make effort
for settling the dispute between the parties so that re-
conciliation could be meted out between them.

(Sunil Kumar Panwar, J)

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