

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.46424 of 2022

Arising Out of PS. Case No.-250 Year-2022 Thana- BHABHU(KAIMUR) COMPLAIN C
District- Kaimur (Bhabua)

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MANMAN @ MANMAN CHAUDHARY @ JAINIWAS CHAUDHARY
S/o Nathuni Chaudhary Resident of Village- Rampur, Police Station- Bhabua,
District- Kaimur.

... .. Petitioner/s

Versus

1. The State of Bihar
2. MALATI DEVI D/o Dinesh Chaudhary, W/o Manmand Chaudhary
Presently residing at Village- Paduri, P.O. Sohagi, P.S.- Nasariganj, District-
Rohtas (Bihar)

... .. Opposite Party/s

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Appearance :

For the Petitioner/s :	Mr.Rajesh Kumar Pathak,Adv.
For the Opposite Party/s :	Mr.Atul Chandra,A.P.P.
	Mr.Saroj Kumar Sharma,Adv.

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 03-04-2023 Heard learned counsel for the parties.

The petitioner apprehends his arrest in Complaint
Case No. 250 of 2022 punishable for the offence under Section
498(A) of the Indian Penal Code and Section 3 / 4 of Dowry
Prohibition Act.

In the complaint, the complainant has alleged that her
marriage was solemnized with this petitioner in the year 2014
and after the marriage, this petitioner alongwith his mother and
father started torturing her for demand of motorcycle and cash
of Rs. One lakh alongwith one gold ring and due to non-
fulfillment of the same, the accused persons ousted complainant
from her matrimonial house on 13.01.2022 after taking her
thumb impression on several blank papers.



Petitioner denies the prosecution case and submits that nobody ousted the complainant, rather out of her own sweet will, she left the house of petitioner, since she did not want to lead conjugal life with him. The allegation of demand of motorcycle and cash, as dowry, is totally false. Petitioner is poor person and has got clean antecedent.

However, learned A.P.P. for the State and learned counsel for complainant vehemently oppose the prayer for anticipatory bail of petitioner. Learned counsel for the complainant/O.P.-2 submits that there is specific and direct allegation against this petitioner of demand of dowry and due to non-fulfillment of the same, the complainant was subjected to torture and harassment and finally, she was ousted from the matrimonial house.

Considering the nature of allegation and the fact that petitioner is husband of the complainant/O.P.-2 and there is specific and direct allegation of demand of dowry against him, the prayer for anticipatory bail of petitioner is rejected.

(Prabhat Kumar Singh, J)

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