

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.55673 of 2023

Arising Out of PS. Case No.-18 Year-2021 Thana- MAHILA P.S. District- Nawada

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Satish Kumar@ Satish Paswan Son Of Matlu Paswan Resident Of Village-
Mathgulani Police Station- Pakaribarawan, District -NAWADA

... .. Petitioner/s

Versus

1. The State Of Bihar
2. Rekha Devi Wife Of Satish Kumar @ Satish Paswan Resident Of Village-
Bhanail, Ps- Akbarpur, Distt- Nawada

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Rajeev Nayan, Advocate

For the Opposite Party/s : Mr. Shyam Bihari Singh, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 29-08-2023 Heard learned counsel for the petitioner and the State.

2. The petitioner apprehends arrest in a case registered
for the offences punishable under Sections 341, 323, 498(A) of
the Indian Penal Code and Sections 3/4 of the Dowry
Prohibition Act.

3. As per prosecution case, all the named accused
persons including this petitioner tortured and harassed the
complainant for non-fulfillment of demand of dowry.

4. It is submitted on behalf of petitioner that petitioner
happens to be husband of the complainant and present case has
been lodged due to petty family dispute. Earlier also the
complainant has lodged a case bearing Complaint Case No.
1202 of 2010 against the petitioner and other family members



with similar accusation. There is general and omnibus allegation of commission of assault against him. It is further submitted that petitioner is ready to keep the complainant, as his wife, with full honour and dignity. It is next submitted that the case is triable by the Magistrate. In this connection, petitioner has relied upon a judgment of this Court in the case of *Md. Naimul Haque Ansari @ Naimul Haque Ansari & Ors. Vs. The State of Bihar*, reported in **2006(3) PLJR 182**.

5. Considering the aforesaid facts and circumstances, this anticipatory bail is allowed and it is ordered that let the above named petitioner, in the event of his arrest/surrender within a period of six weeks from today, be enlarged on bail on furnishing bail-bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate, 1st Class, Nawada in connection with Mahila (Nawada) P. S. Case No. 18 of 2021, subject to condition as laid down under Section 438(2) of the Code of Criminal Procedure.

(Prabhat Kumar Singh, J)

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