

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.52470 of 2022

Arising Out of PS. Case No.-298 Year-2009 Thana- GAYA COMPLAINT CASE District-
Gaya

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MUNI DEVI W/o Naresh Saw R/o village- Karma, P.S.- Konch, District-
Gaya

... .. Petitioner/s

Versus

1. The State of Bihar
2. Lakhmani Devi W/o Naresh Saw R/o village- Karma, P.S.- Konch, District-
Gaya. At present residing at Rafiganj Sangat, Near Ranjit Babu House, P.S.-
Rafiganj, District- Aurangabad

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Sanjay Kumar Sharma, Advocate
For the Opposite Party/s : Mr. Binod Kumar-III, APP

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CORAM: HONOURABLE MR. JUSTICE RAJIV ROY
ORAL ORDER

2 17-01-2023 Heard learned counsel for the petitioner and learned

APP for the State.

Let the defect(s), if any, as pointed out by the

office, be removed within four weeks.

The petitioner is apprehending arrest in connection
with Complaint Case No. 298 of 2009 (Tr. No. 740/18) under
sections 147, 148, 323, 427, 504, 420, 120B, 494, 498(A) of the
Indian Penal Code and Section 3/4 of Dowry Prohibition Act.

As per the prosecution story, the complainant
alleged that the marriage was solemnized in 1985 but later after
a decade, he started torturing her for demand of dowry and
subsequently, she came to know that she has also solemnized the



the marriage with the petitioner. Accordingly, the FIR.

Learned counsel for the petitioner submits that she is an unfortunate lady who became the second wife without her knowledge and in that backdrop, she herself has been deceived.

Taking into account the aforesaid fact she is lady having no criminal antecedent and will ultimately face the trial, this Court is inclined to grant her the privilege of anticipatory bail.

Let the petitioner be released on bail, in the event of her arrest or surrender within a period of four weeks from the receipt of this order, on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of like amount each to the satisfaction of learned Additional Chief Judicial Magistrate-III, Gaya, in connection with Complaint Case No. 298 of 2009 (Tr. No. 740/18) subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

(Rajiv Roy, J)

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