

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.59789 of 2022

Arising Out of PS. Case No.-85 Year-2021 Thana- BALTHAR District- West Champaran

RADHEYSHYAM YADAV SON OF KISHUN YADAV R/O VILLAGE-
DHANKUTAWA, P.S.- BALTHAR, DISTRICT- WEST CHAMPARAN

... .. Petitioner/s

Versus

1. The State of Bihar BIHAR
2. VIDYAWATI DEVI WIFE OF RADHEYSHYAM YADAV, D/O LATE
CHHATHU YADAV R/O VILLAGE- DHANKUTAWA, P.S.- BALTHAR,
DISTRICT- WEST CHAMPARAN

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sanjeev Kumar
For the Opposite Party/s : Mr.Rajesh Kumar

CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA
ORAL ORDER

2 02-01-2023 Heard learned counsel for the petitioner and learned
counsel for the State.

Petitioner apprehends arrest in connection with
Balthar P.S. Case No. 85 of 2021 registered for the offence
under sections 498A/323/379/504/34 of the Indian Penal Code.

Learned counsel for the petitioner submits that for
the same cause of action earlier also the informant had filed
Complaint Case No. 622 C of 2003 under section 498A of the
Indian Penal Code, in which the appellant was finally sentenced
to undergo simple imprisonment for six months with payment of
fine of Rs. 3000/-, vide judgment dated 08.04.2019 as contained
in Annexure-2. Further, the petitioner is paying the maintenance



amount to the informant as awarded by the Family Court.

Considering the facts and circumstances of the case and the submissions advanced on behalf of the parties, the petitioner, above named, is directed to be released on bail on furnishing personal bond to the satisfaction of Chief Judicial Magistrate, Bettiah, West Champaran in connection with Balthar P.S. Case No. 85 of 2021 subject to the conditions as laid down under section 438(2) of the Code of Criminal Procedure.

(Arvind Srivastava, J)

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