

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.60109 of 2022

Arising Out of PS. Case No.-977 Year-2019 Thana- BEGUSARAI COMPLAINT CASE
District- Begusarai

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SANDEEP SAHNI Son of Upendra Sahani Resident of village - Jindpur,
Purvi Tola, P.S.- Birpur, District - Begusarai.

... .. Petitioner/s

Versus

1. The State of Bihar
2. Pinki Devi Wife of Sandeep Sahni Resident of Village - Jinadpur, P.S.-
Birpur, Distt. - Begusarai at present D/o Ram Sogarath Bind, Resident of
village - Samho Diyara (Salha bind toil), P.S.- Samho, Distt. - Begusarai

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Randhir Kumar No.1, Advocate
For the Opposite Party/s : Mr. Syed Mojibur Rahman, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

5 01-08-2023 1. Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner apprehends his arrest in a case registered
for the offences punishable under Sections 498A, 406, 354, 325 and
306 of the Indian Penal Code as well as Sections 3 and 4 of the
Dowry Prohibition Act.

3. Learned counsel for the petitioner submits that in
compliance of the order dated 01.12.2022, notices were filed in time
for being served on the opposite party no. 2. It is further submitted
that the office report records that the notices were received by the
father of the complainant. It is next submitted that an application of
jointness has been filed wherein it has been pleaded that the
complainant along with the child is staying with her father.

4. In view of the submissions made by the learned counsel



for the petitioner, the notice is deemed to be validly served.

5. Learned counsel for the petitioner submits that petitioner is always willing to resume his conjugal life and is not shying away from the responsibility. It is further submitted that on account of normal wear and tear of life, the present false case came to be instituted with an exaggerated allegation. It is next submitted that it absolutely does not stand to reason that as to why the complainant is not willing to accompany the petitioner.

6. Considering the submissions made by the learned counsel for the petitioner, the petitioner above-named, in the event of his arrest or surrender before the learned Court below within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned court below where the case is pending/successor court in connection with Complaint Case No. 977C of 2019, subject to the conditions as laid down under Section 438 (2) of the Cr.P.C.

(Satyavrat Verma, J)

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