

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.65367 of 2023

Arising Out of PS. Case No.-857 Year-2021 Thana- PURNIA COMPLAINT CASE District-
Purnia

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MAHESH DAS son of Late Jaksu Das Village- Garhbaneli Akoni Saraunchia
Ps- Kasba Dist- Purnea.

... .. Petitioner/s

Versus

1. The State of Bihar
2. Guria Devi wife of Mahesh Das, D/o- Ram Varan Das Village- Tatma Toli
Sudin Chowk Ps- K.Hat Sahay Purnea

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Nadimul Hasan
For the Opposite Party/s : Mr.Rana Randhir Singh

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CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 13-10-2023 Heard learned counsel for the petitioner, informant
and learned APP for the State.

2. The petitioner has prayed for regular bail in a case
instituted for the offence under Sections 498A, 323, 341 of the
IPC.

3. As per prosecution case, the complainant was
married with the petitioner in the year 2003 and she went to her
in-law's house, where she lived peacefully. The complainant
has stated that she has two children and husband is addicted to
drinking liquor, she also alleged that the complainant made her



best effort to improve her husband (petitioner) but the petitioner continued with his drinking habit and assaulting her two children aged about 16 and 13 years respectively. After sometime the petitioner assaulted the complainant and drove her from her matrimonial house along with her two children.

4. It is submitted by learned counsel for the petitioner that petitioner has been falsely implicated in this case. He has committed no offence. Petitioner is the husband of the complainant and he neither tortured the informant, nor demanded dowry from her. Petitioner is ready to keep his wife (informant) with full dignity and honour but the complainant dislike him since her marriage day. Petitioner has got no criminal antecedent as stated in para-3 of the bail petition. He is languishing in judicial custody since 06.07.2023.

5. The application for bail is opposed by learned APP for the State and learned counsel for the informant.

6. Having heard learned counsel for the parties and considering the facts and circumstances of the case as well as period of custody, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rs. ten thousand only) with two sureties of the like amount each to the



satisfaction of the learned C.J.M., Purnia in connection with
Purnia Complainant Case P.S. Case No. 857 of 2021.

(Sunil Kumar Panwar, J)

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