

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.75167 of 2022

Arising Out of PS. Case No.-1598 Year-2003 Thana- BEGUSARAI COMPLAINT CASE
District- Begusarai

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1. Ram Sagar Mahto @ Sagar Sharma S/o Lakshman Mahto @ Lakshman Sharma
 2. Ashok Kumar Mahto @ Ashok Sharma S/o Ram Sagar Mahto @ Sagar Sharma
 3. Brahmadev Mahto @ Brahmadev Sharma & Brahmdeo Sharma @ Brahmdeo Mahto S/o Lakshman Mahto @ Lakshman Sharma
 4. Pandav Kumar Mahto @ Panday Sharma @ Pandav Sharma @ Pandav Kumar, S/o Brahmadev Mahto @ Brahma Dev Sharma
 5. Bimla Devi @ Vimla Devi W/o Brahmadev Mahto @ Brahmadev Sharma @ Brahma Dev Sharma

All are R/o Village- Khorī, Bhatwan, Ward No. 09, P.S.- Hasanpur, Distt- Samastipur.

... .. Petitioners

Versus

1. The State of Bihar
2. Renu Devi W/o Pankaj Kumar Sharma, D/o Ramcharitra Sharma R/o Village- Suja, P.S.- Mufassil, Distt- Begusarai.

... .. Opposite Parties

Appearance :

For the Petitioner/s : Mr. Manoj Kumar Singh, Advocate
For the Opposite Party/s : Mr. Rana Randhir Singh, APP

CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA
ORAL ORDER

2 05-05-2023 Heard learned counsel for the petitioners and
learned Additional Public Prosecutor for the State.

The accused/petitioners are named in the complaint where cognizance was not taken against them but, subsequently, their name was added in array of accused by implication of provision as available under Section 319 of the CrPC now apprehending their arrest in connection with Complaint Case



No.1598 'c' of 2003 in which cognizance has been taken under Sections 498-A of the Indian Penal Code.

It is pointed out by learned counsel that all petitioners are in-laws and they have no any connection with daily and domestic affairs with complainant. It is pointed out that complainant obtained an *ex parte* decree of divorce in the year 2007 and, thereafter, she married with one Dilip Sharma and since then, she is living happily and the present implication is only with an oblique motive to harass the husband and his family members.

Learned Additional Public Prosecutor opposes the prayer of bail.

In view of the above-mentioned facts and circumstances and considering as petitioners are in-laws, accordingly, in the event of their arrest or surrender in the court below within a period of four weeks of this order, the above-named petitioners are directed to be released on bail furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Judicial Magistrate-1st Class-cum-Additional Magistrate, Begusarai in connection with Complaint Case No.1598 'c' of 2003, subject to the conditions as laid down under Section



438(2) of the CrPC.

(Chandra Shekhar Jha, J.)

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