

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.78980 of 2023

Arising Out of PS. Case No.-246 Year-2020 Thana- GAYA COMPLAINT CASE District-
Gaya

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Chandan Kumar S/O Chandrakant Prasad Resident Of Village- Kharkhura
Barchi Asthan, P.S.- Delha, District-Gaya (Bihar)

... .. Petitioner/s

Versus

1. The State Of Bihar
2. Rekha Devi W/O Chandan Kumar, D/O Prakash Ram Resident Of Village-
Pahaswar, P.S.- Delha, District-Gaya

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Bhaskar Shankar

For the Opposite Party/s : Mr.Md. Nazir Ansari

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CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 13-12-2023 Heard learned counsel for the petitioner, learned
counsel for the informant and learned APP for the State.

2. The petitioner has prayed for regular bail in a
case registered for the offence punishable under section 498A,
323 of the Indian Penal Code.

3. As per FIR, the informant alleged that the
petitioner and co-accused persons used to torture her due to
non-fulfillment of dowry demand and they also ousted her
from home.

4. Learned counsel appearing on behalf of the
petitioner has submitted that petitioner is innocent and has
committed no offence. The complainant has extra martial



affair and due to which family dispute is going on between the parties and the petitioner has already filed divorce petition which is annexed as Annexure-2. It is further submitted that neither the petitioner nor his family members demanded dowry from the complainant rather due to family dispute he has been made accused in this case. The petitioner is languishing in judicial custody since 06.09.2023.

5. Learned APP appearing for the State and learned counsel for the informant have vehemently opposed the prayer of Bail.

6. Having heard learned counsel for the parties and considering the facts and circumstances of the case as well as judicial custody, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be released on bail in connection with Complaint Case No. 246 of 2020 on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate-Ist, Class, Gaya.

(Sunil Kumar Panwar, J)

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