

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.7965 of 2024

Arising Out of PS. Case No.-1077 Year-2012 Thana- BHOJPUR COMPLAINT CASE
District- Bhojpur

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Ram Jee Ram, S/O DEO NATH RAM VILLAGE- OJHA BARAON, PS.
MURAR, DIST. BUXAR.

... .. Petitioner/s

Versus

1. The State of Bihar
2. NILAM DEVI W/O RAM JEE RAM VILLAGE- OJHA BARAON, PS.
MURAR, DIST. BUXAR. AT PRESENT R/O VILLAGE- MAHUWAR
DEOMASPUR, PS. SAHPUR, DIST. BHOJPUR.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Raju Kumar Singh
For the Opposite Party/s : Mr.Gulnar Begum

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

4 08-07-2024 Heard learned counsel for the petitioner and learned

A.P.P. for the State. Despite valid service of notice, nobody

appears on behalf of opposite party no. 2.

2. The petitioner, husband of the opposite party no. 2,

apprehends his arrest in a complaint case punishable for the

offence under Section 498(A), 379 of the Indian Penal Code

and Section 3/4 of Dowry Prohibition Act.

3. As per complaint, the complainant was married with

this petitioner in the year 2007 and after the marriage, when

she went to her matrimonial house, she was subjected to torture

and harassment by this petitioner and other in-laws family

members due to non-fulfillment of demand of dowry and lastly,



she was ousted from her matrimonial house.

4. Learned counsel for the petitioner, while denying the allegations made in the complaint petition, submits that petitioner has been falsely implicated in this case merely because he is husband of the opposite party no. 2. However, he is ready to keep the opposite party no. 2 with full honour and dignity. Moreover, the case is triable by the learned Magistrate. The petitioner has further relied upon the judgment of this Court in the case of *Md. Naimul Haque Ansari @ Naimul Haque Ansari & Ors. Vs. The State of Bihar*, reported in *2006(3) PLJR 182*. Petitioner has got clean antecedent.

5. Considering the aforesaid facts and circumstances, in the event of arrest or surrender within a period of six weeks from today, let this petitioner, as named above, be enlarged on bail on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned S.D.J.M., Bhojpur at Ara, in connection with Complaint Case No. 1077(C)/2012, subject to the conditions, as laid down under Section 438(2) of the Code of Criminal Procedure.

(Prabhat Kumar Singh, J)

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