

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.11771 of 2024**

Arising Out of PS. Case No.-2901 Year-2019 Thana- SIWAN COMPLAINT CASE District-
Siwan

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Akhilesh Kumar @ Akhilesh Sah SON OF Shri Lal Bahadur Sah RESIDENT
OF VILLAGE- PACHBHINDA, PO- SISWA KALA, PS- M.H NAGAR
(HASANPURA), DISTT- SIWAN

... .. Petitioner/s

Versus

1. The State of Bihar
2. MADHU DEVI, WIFE OF AKHILESH KUMAR RESIDENT OF
VILLAGE- PACHBHINDA, PO- SISWA KALA, PS- M.H NAGAR
(HASANPURA), DISTT- SIWAN AT PRESENT RESIDING AT
VILLAGE- HUJHUJIPUR, PO- TIYAY, PS- ANDER, DISTT- SIWAN

.. ... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Ajay Kumar Tiwary
For the Opposite Party/s : Mr.Sanjay Kumar Sharma

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**CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER**

3 08-07-2024 Heard learned counsel for the parties.

2. The petitioner apprehends his arrest in a case
registered for the offence under Sections 323, 498(A) of the Indian
Penal Code and Section 3/4 of Dowry Prohibition Act.

3. As per the complaint case, the marriage of
complainant was solemnized with this petitioner on
21.05.2017 according to Hindu rites and rituals. After marriage, all
the accused persons started demanding a Bolero vehicle and due to
non-fulfillment of the demand, the accused persons used to torture
the complainant in several ways. In the meantime, the
complainant was blessed with a daughter and lastly
the accused persons snatched all her belongings and ousted



the complainant from her sasural house.

4. Learned counsel for the petitioner submits that the petitioner is husband of the complainant and still ready to keep the complainant as his wife with full honour and dignity but the complainant does not want to live with the petitioner. Learned counsel further submits that the petitioner is also paying Rs. 35,00/- per month maintenance amount in terms of order dated 12.04.2021 passed by Addl. Sessions Judge-cum-Special Judge, Siwan in Siwan (M.H. Nagar) P.S. Case No. 151 of 2020.

5. Learned A.P.P. for the State has opposed the bail petition.

6. Considering the aforesaid facts and circumstances, let the above named petitioner, in the event of his arrest or surrender within a period of six weeks from today, 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 learned Judicial Magistrate, Ist class, Siwan, in connection with Complaint Case No. 2901 of 2019, subject to conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Prabhat Kumar Singh, J)

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