

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.14481 of 2024

Arising Out of PS. Case No.-439 Year-2022 Thana- SASARAM MUFFSIL District- Rohtas

Chandan Ram Son of Surendra Ram Resident of Village-Dhankadha, P.S.-
Sasaram (M), District- Rohtas

... .. Petitioner/s

Versus

1. The State of Bihar
2. Puja Devi D/O Sunil Ram R/O Vill.- Shilwa, P.O.- Semaurea, P.S.- Kandi,
Dist.- Garhwa, Jharkhand

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Shashi Kant

For the Opposite Party/s : Mr.Kumar Ranjit Ranjan

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

6 23-07-2024 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 case registered for the offence under
Section 341, 323, 307, 504, 498(A) and 34 of the Indian Penal
Code.

3. As per prosecution case, the opposite party no. 2
was married with this petitioner in the year 2019 as per Hindu
Rituals and thereafter, it is alleged that on 02.09.2022, this
petitioner and his brother assaulted by means of *lathi-danda* on
the head, leg and back of the opposite party no. 2, due to
which, she sustained several injuries.



4. Learned counsel for the petitioner submits that no such occurrence, as alleged in the F.I.R., has ever taken place, but only to humiliate and harass the petitioner, this false and concocted case has been lodged by opposite party no. 2 on 03.09.2022. He further submits that just on the next date of filing the present case i.e. on 04.09.2022, the informant has lodged another case, vide Kondi P.S. Case No. 37 of 2022 leveling similar allegation. However, petitioner is still 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**.

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 Chief Judicial Magistrate, Sasaram (Rohtas) in connection with Sasaram (M) P.S. Case No. 439 of 2022, 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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