

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.25949 of 2024

Arising Out of PS. Case No.-531 Year-2022 Thana- PATNA COMPLAINT CASE District-
Patna

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Jitendra Kumar @ Jitendra Kumar Singh @ Jitendra Kumar Sharma @ Bablu Singh @ Bablu Kumar Son Of Sharmanand Singh @ Sharvanand Singh Resident Of Village - Khaira, P.S. - Gaurichak, District - Patna, At Present Residing At Rashidachak, P.S. - Agamkuan, District - Patna

... .. Petitioner/s

Versus

1. The State of Bihar
2. Rina Devi Wife Of Jitendra Kumar @ Jitendra Kumar Sharma @ Bablu Singh @ Bablu Kumar Resident Of Village - Khaira, P.S. - Gaurichak, District - Patna, At Present Residing At Rashidachak, P.S. - Agamkuan, District - Patna

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sudhir Kumar, Adv.
For the Opposite Party/s : Ms. Anita Kumari, APP

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

5 21-08-2024 Despite valid service of notice, no one appears on behalf of the Opposite Party No. 2.

2. Heard learned counsel for the petitioner and learned counsel for the State.

3. The petitioner apprehends his arrest in connection with Complaint Case No. 531(c) of 2022 registered under Sections 498A, 341, 323 of the Indian Penal Code and Section 3/4 of the Dowry Prohibition Act.

4. As per prosecution case, allegation against this petitioner is of matrimonial cruelty and demand of dowry.

5. Learned counsel appearing on behalf of the petitioner submits that petitioner happens to be husband of the complainant and present case has been lodged due to petty



family dispute. There is general and omnibus allegation of commission of assault against him. It is further submitted that petitioner is ready to keep the complainant/opposite party no. 2, as his wife, with full honour and dignity. It is next submitted that the case is triable by the Magistrate. In this connection, petitioner has relied upon a 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**.

6. Learned A.P.P. for the State has opposed the prayer for anticipatory bail of petitioner.

7. Having considered the facts and circumstances of the case, let the above named petitioner be released on bail, in the event of arrest or surrender before the learned court below within a period of six weeks from today, on furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of Sub-Divisional Judicial Magistrate, Patna City, Patna in connection with Complaint Case No. 531(c) of 2022, subject to the conditions as laid down under Section 438(2) of the Cr. P.C.

(Prabhat Kumar Singh, J)

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