

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.35235 of 2024

Arising Out of PS. Case No.-382 Year-2023 Thana- DARBHANGA COMPLAINT CASE
District- Darbhanga

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Deepak Chaudhary @ Deepak Kumar Chaudhary @ Deepak Kumar, S/o
Nand Kishore Chaudhary, Resident of village- Ratanpura, P.S.- Moro, Dist-
Darbhanga

... .. Petitioner/s

Versus

1. The State of Bihar
2. Manisha Kumari @ Neha Kumari, W/o Deepk Chaudhary, R/o Village-
Ratanpura, P.S.- Moro, Dist- Darbhanga, Presently at the house of her father
- Late Pawan Kumar Chaudhary at Village- Akraha, P.S.- Ashok Paper Mill,
Dist- Darbhanga

... .. Opposite Party/s

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Appearance :

For the Petitioner/s	:	Mr. Manish Kumar, Advocate
For the State	:	Mr. Anil Prasad Singh, APP
For the O.P. No.2	:	Mr. Jitendra Kumar Bharti, Advocate
		Ms. Nitu Kumari, Advocate

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CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL ORDER

5 18-12-2024 Heard Mr. Manish Kumar, learned counsel appearing

on behalf of the petitioner; Mr. Anil Prasad Singh, learned APP
appearing on behalf of the State and Mr. Jitendra Kumar Bharti,
along with Ms. Nitu Kumari, learned counsels appearing on
behalf of the Opposite Party No.2.

2. The petitioner apprehends his arrest in connection
with Complaint Case No. 382 of 2023 registered under Section
498(A) of the Indian Penal Code.



3. Mr. Manish Kumar, learned counsel appearing on behalf of the petitioner submitted that the petitioner has shown trust in his wife (Opposite Party No.2) and the petitioner has denied any illicit relationship with any woman, outside of marriage. The petitioner is also ready to keep the wife (Opposite Party No.2) with him, with full dignity and honor.

4. Ms. Neetu Kumari, learned counsel appearing on behalf of the Opposite Party No.2 on instruction submitted that the Opposite Party No.2, who is the wife of the petitioner, is ready to live alongwith the petitioner, if the petitioner leaves the company of any other woman, who is enjoying the company of the petitioner.

5. Considering the aforesaid information given on behalf of the parties, I find that the petitioner, who has shown trust in his wife and has denied that he has any illicit relationship with any woman, outside of marriage, I am of the opinion that petitioner has, *prima facie*, made out a case to be released on pre-arrest bail.

6. The learned District Court is directed to release the petitioner above named on anticipatory bail, in the event of his arrest or surrender before the learned District Court within a period of four weeks from today, on furnishing bail bond of Rs.



10,000/- (Ten thousand) with two sureties of the like amount each, to the satisfaction of learned J.M. - Ist Class, Darbhanga in connection with Complaint Case No. 382 of 2023, subject to the condition as laid down under Section 438(2) of the Cr.P.C.

(Purnendu Singh, J.)

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