

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.35423 of 2024

Arising Out of PS. Case No.-296 Year-2012 Thana- NAWADAH COMPLAINT CASE
District- Nawada

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Rajo Yadav Son Of Ram Swarup Yadav R/O- Vill-Mosma, P.S-Warisliganj,
DISTT- Nawada

... .. Petitioner/s

Versus

1. The State of Bihar
2. Asha Devi D/O -BRAHMDEV Yadav R/O- Madhurapur, P.S- Kowakol ,
Dist - Nawada

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Amit Ranjan, Adv.

For the Opposite Party/s : Mr. Aditya Narayan Singh.1, APP

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 25-07-2024 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. 296C of 2012 registered under Sections
498A and 494 of the Indian Penal Code.

4. As per prosecution case, there is allegation of matrimonial
cruelty and demand of dowry against the petitioner and other
accused persons.

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 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 Chief Judicial Magistrate, Nawada in connection with Complaint Case No. 296C of 2012, subject to the conditions as laid down under Section 438(2) of the Cr. P.C.

(Prabhat Kumar Singh, J)

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