

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.40735 of 2024

Arising Out of PS. Case No.-108 Year-2023 Thana- JANDAHA District- Vaishali

Bablu Kumar Sahni son of Chandeswar Sahni Village- Harsinghpur Po-
Bhagwatpur Ps- Sarairanjan Dist- Samastipur

... .. Petitioner/s

Versus

1. The State of Bihar
2. Gunjan Kumari D/o- Nirala Sahni Village- Po- Soharathi Ps- Jandaha Dist-
Vaishali

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Satya Prakash Sinha, Adv.

For the Opposite Party/s : Mr. Mukesh Kumar Singh, APP

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

5 07-10-2024 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
Jandaha P.S. Case No. 108 of 2023 offences punishable under
Sections 323, 498A, 504, 506 and 494 of the Indian Penal Code.

4. As per complaint case, allegation against the 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. Allegation of assault and demand of dowry is general and omnibus. 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 eight 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 learned Chief Judicial Magistrate, Vaishali at Hajipur in connection with Jandaha P.S. Case No. 108 of 2023, subject to the conditions as laid down under Section 438(2) of the Cr. P.C.

(Prabhat Kumar Singh, J)

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