

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.38983 of 2024

Arising Out of PS. Case No.-143 Year-2021 Thana- BIHIA District- Bhojpur

Rajesh Gond @ Ganesh Gond Son Of Hari Gond Resident Of Village-
Bharasara, P.S.- Bihiyan, Distt- Bhojpur

... .. Petitioner/s

Versus

1. The State of Bihar
2. Pinki Kumari Wife Of Rajesh Gond @ Ganesh Gond At Present Resident Of
Village- Belwania, P.S.- Bihiyan, Distt- Bhojpur

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Bibhakar Tiwary, Advocate
For the Opposite Party/s	:	Mr. Bishweshwar Ram, APP
For the Informant	:	Mr. Shubham Saurav, Advocate
		Mr. Chandan Kumar, Advocate

CORAM: HONOURABLE MR. JUSTICE SUNIL DUTTA MISHRA
ORAL ORDER

3 26-07-2024 Heard learned counsel for the petitioner, learned
counsel for the informant and learned APP for the State.

2. The petitioner seeks regular bail in connection with
Bihiyan P.S. Case No. 143 of 2021 for the offences registered
under Sections 498A of Indian Penal Code and Section 3/4 of
Dowry Prohibition Act.

3. As per the prosecution case, informant was
subjected to cruelty and torture by her husband (petitioner) and
other in-laws for non-fulfillment of demand of Rs. 50,000/-.

4. Learned counsel for the petitioner submits that
petitioner is innocent and has falsely been implicated in this
case. Opposite Party No. 2 has herself left the matrimonial
house and went to her parental house. She was not subjected to



cruelty or torture by the petitioner. Earlier also compromise was taken place between the petitioner and the informant. Petitioner is ready to keep the informant and the minor son with honour and dignity and to maintain them. Petitioner is in custody since 14.03.2024. Petitioner has one criminal antecedent which was instituted earlier by the informant. Charge-sheet has already been submitted in this case. There is no chance of tampering with the evidence or absconding the petitioner.

5. Learned counsel appearing on behalf of the State opposes the prayer for grant of bail to the petitioner.

6. Learned counsel for the informant submits that informant also wants to live with dignity with her husband.

7. Considering the submissions made on behalf of the parties, facts and circumstances of the case and period of custody, let the petitioner, named above, be enlarged on bail upon furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of learned concerned Court where the case is pending in connection with Bihiyan P.S. Case No. 143 of 2021.

(Sunil Dutta Mishra, J)

rakhi/-

U		T	
---	--	---	--

