

IN THE HIGH COURT OF JUDICATURE AT PATNA

CRIMINAL MISCELLANEOUS No.43846 of 2023

Arising Out of PS. Case No.-434 Year-2016 Thana- COMPLAINT CASE District-
Kishanganj

Punit Mawar @ Biku @ Puneet Mawar Son Of Phool Raj Resident Of 6/ Galf
Course Scheme, Air Force Area, Po- Jodhpur, Ps- Ratanara, District- Jodhpur
(RAJASTHAN)

... .. Petitioner

Versus

1. The State Of Bihar
2. Punam Prajapat @ Tinu Wife Of Punit Mawar @ Biku @ Puneet Mawar
Resident Of Arsar Bash Near Shyam Mandir, Po- And District- Sri
Dagrugadh, District- Bikaner (RAJASTHAN) At Present R/O Dahipathi
Road, Ps- Kisanganj, District- Kishanganj

... .. Opposite Party

Appearance :

For the Petitioner : Mr.Amal Kumar Sinha, Advocate
For the Opposite Party : Mr.Sanjay Kumar, Addl Public Prosecutor

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

7 19-06-2024 Heard learned counsel for the petitioner and the State.
Nobody appears for opposite party no.2 in spite of valid service
of notice.

2. Petitioner apprehends arrest in a case registered for
the offence punishable under sections 498A, 323/34 of the
Indian Penal Code.

3. As per the prosecution case, petitioner along with
other family members committed torture on the informant's
daughter due to non-fulfilment of dowry demand. Accused
persons also snatched ornaments of opposite party no.2.

4. Learned counsel appearing for the petitioner while
denying the allegations, submits that as a matter of fact
opposite party no.2 is highly educated and petitioner is simple
graduate and she wants divorce with high rate of alimony.
However, he is ready to keep the victim in matrimonial house
with honour and dignity. The case is triable by the Magistrate.
The petitioner has further relied upon the 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.**

5. Considering the aforesaid facts and circumstances of the case, in the event of arrest or surrender within six weeks from today, let this petitioner, as named above, be enlarged on bail on furnishing bail bond of Rs.10,000/-(ten thousand) with two sureties of the like amount each to the satisfaction of the Sub Divisional Judicial Magistrate, Kishanganj in Complaint Case No. 434C/2016, subject to the conditions laid down under section 438(2) of the Code of Criminal Procedure.

(Prabhat Kumar Singh, J)

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