

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.46643 of 2023

Arising Out of PS. Case No.-3346 Year-2021 Thana- SARAN COMPLAINT CASE District-
Saran

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Rajesh Kumar Son Of Mishri Lal Sah Resident Of Village- Lauhksha, Ps-
Derin, Disst- Saran At Chapra

... .. Petitioner/s

Versus

1. The State of Bihar
2. Anita Kumari Wife Of Rajesh Kumar Resident Of Village- Haulkayam
Lauhkha, Ps- Derni Distt- Saran At Chapra. At Present Address Brahampul
Shyam Chak, Ps- Bhagwan Bazar Distt- Saran At Chapra

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Vijay Kumar, Adv
For the State: Mr.Sharda Kumari, APP

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CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

5 08-02-2024 Heard learned counsel for the petitioner and the

State.

2. Notice was validly served upon opposite party no.

2 but no body appeared on her behalf.

2. The petitioner is apprehending his arrest in a case
registered for the offence punishable under Sections 323, 324,
379, 384/34, 498A of the Indian Penal Code and ³/₄ of the
Dowry Prohibition Act.

3. There is allegation against the petitioner is that he
demanded Rs 7 lakh as dowry.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in this



case. The petitioner is ready to keep the complainant with honour and dignity but the complainant does not want to live with the petitioner. They filed mutual Divorce petition vide Divorce Case no. 82 of 2020 dated 04.09.2020 before Principal Judge cum Family Court Saran at Chapra, which is pending before the court below. He further submitted that opposite party no. 2 is working as a government teacher.

5. Learned APP for the State opposed the prayer for bail .

6. Considering the facts and circumstance of the case, let the above named petitioner in the event of his arrest or surrender before the learned Court below within a period of six weeks from today, be enlarged on bail on furnishing bail bond of Rs.25,000/- (Rupees Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of the learned court below where the case is pending/successor court in connection with Complaint Case No. 3346 of 2021 subject to the condition as laid down under Section 438 (2) of the Cr.P.C.

(Anjani Kumar Sharan, J)

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