

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.50365 of 2024

Arising Out of PS. Case No.-175 Year-2023 Thana- COMPLAINT CASE District- Sheohar

Raju Kumar @ Hardeo Ram @ Hardev Ram S/O Nirkhan Ram R/O Village-
Bairiya, P.S- Piprahi, Distt.- Sheohar.

... .. Petitioner/s

Versus

1. THE STATE OF BIHAR
2. Mintu Devi W/O Raju Kumar @ Hardeo Ram @ Hardev Ram R/O Village-
Bairiya, P.S- Piprahi, Distt.- Sheohar. Present Address- Mintu Devi, Female,
Aged About 22 Yrs D/O Ramshreshthha Ram, R/O Village- Bakhar
Chandiha, Ward No. 5, P.S- Purnahiya, Dist.- Sheohar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Madhubala Verma, Adv.
For the State	:	Mr. Md. Matloob Rab, APP
For the Informant	:	Mr. Binod Kumar Sinha, Adv.
	:	Mr. Rajesh Kumar, Adv.

CORAM: HONOURABLE MR. JUSTICE ALOK KUMAR PANDEY
ORAL ORDER

4 20-11-2024

Heard the parties.

2. The petitioner is apprehending his arrest in connection with Complaint Case No.C1-175/2023 registered for the offences punishable under Sections 498(A), 494/34 of the Indian Penal Code and 4 of the D.P. Act.

3. As per prosecution case, marriage of the complainant was solemnized with the petitioner according to Hindu Rituals and Customs on 23.05.2019. It is alleged that the petitioner and others assaulted the complainant and tortured her physically and mentally and also threatened her, that if one lakh rupees is not paid in dowry, the petitioner will perform second



marriage. It is further alleged that on 15.02.2023, complainant was forcibly asked to leave the matrimonial house.

4. Learned counsel for the petitioner submits that petitioner is innocent and has committed no offence as alleged in the FIR. The petitioner bears no criminal antecedent. He orally submits that complaint has been filed under Sections 498(A), 494/34 of the Indian Penal Code and 4 of the D.P. Act and learned trial court has taken cognizance under Section 498(A), 494 and 34 I.P.C. and 4 of D.P. Act and summons have been issued. He further submits that the petitioner is the husband of the complainant and presently both are residing together and they are leading happy conjugal life.

5. The learned counsel for the O.P. No.2 as well as A.P.P. for the State do not controvert the said submission and they further submit that both parties are residing together happily.

6. Considering the facts and circumstances of the case, keeping in view clean antecedent of petitioner, argument advanced on behalf of both sides and also taking into consideration the material available on record, the petitioner above-named, in the event of his arrest or surrender before the learned trial court within a period of six weeks from today, be



released on anticipatory bail on furnishing bail bond of Rs. 10,000/- (rupees ten thousand) with two sureties of the like amount each to the satisfaction of learned S.D.J.M., Sheohar in connection with Complaint Case No.C1-175/2023, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

(Alok Kumar Pandey, J)

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