

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.51222 of 2023**

Arising Out of PS. Case No.-62 Year-2022 Thana- COMPLAINT CASE District- Araria

Dhananjay Chaudhary Son Of Harilal Chaudhary R/O-Ramu Tola Bairkh
Koshkapur, P.S.-Raniganj, Distt.-Araria

... .. Petitioner/s

Versus

1. The State of Bihar
2. Pano Devi Daughter Of Maheshwar Chaudhary R/O-Naki, P.S.-Falka, Distt.-
Katihar

... .. Opposite Party/s

Appearance :

For the Petitioner	:	Mr.Mukesh Kumar Rana,Advocate
For the State	:	Mr.Parmanand Prasad,APP
For the O.P.2	:	None

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 07-05-2024 Heard learned counsel for the petitioner and learned
A.P.P. for the State. Despite valid service of notice, nobody
appears on behalf of opposite party no. 2.

2. The petitioner, husband of the opposite party no. 2,
apprehends his arrest in a complaint case punishable for the
offence under Section 498-A of the Indian Penal Code.

3. As per the prosecution case, the marriage of opposite
party no. 2 was solemnized with this petitioner in the year 2013
and it is alleged that after the marriage, petitioner along with
other family members committed torture to the opposite party
no. 2 due to non-fulfillment of demand of motorcycle and cash
of Rs. Two lacs, as additional dowry, and lastly, the
complainant was ousted from her matrimonial home by the
accused persons after snatching her jewelleryes.



4. Learned counsel for the petitioner, while denying the allegations made in the complaint petition, submits that petitioner has been falsely implicated in this case merely because he is husband of the opposite party no. 2. However, he is ready to keep the opposite party no. 2 in her matrimonial house with full honour and dignity. Moreover, 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 a period of 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 learned Judicial Magistrate 1st Class, Araria in connection with Complaint Case No. 62-C of 2022, subject to the conditions, as laid down under Section 438(2) of the Code of Criminal Procedure.

(Prabhat Kumar Singh, J)

anay/-

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

