

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.75252 of 2023

Arising Out of PS. Case No.-573 Year-2022 Thana- NALANDA COMPLAINT CASE
District- Nalanda

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PAPPU PASWAN S/O KULDEEP PASWAN R/O VILLAGE- HANSEPUR,
P.S- PIRBIGHA (AUNGARI), DISTT.- NALANDA.

... .. Petitioner/s

Versus

1. THE STATE OF BIHAR
2. RENU KUMARI W/O PAPPU PASWAN, D/O LALAN PASWAN R/O
VILLAGE- HANSEPUR, P.S- PIRBIGHA (AUNGARI), DISTT.-
NALANDA.

... .. Opposite Party/s

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Appearance :

For the Petitioner	:	Mr. Ram Babu, Advocate
For the State	:	Mr. Arun Kumar Pandey, APP
For the O.P.-2	:	None

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

4 19-06-2024 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 case registered for the offence

punishable under Sections 323, 341, 380, 498(A) and 34 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 2008 and from the wedlock, two sons and one daughter

were born. It is alleged by opposite party no. 2 that petitioner



along with other family members demanded Rs. One lac, as dowry, and due to non-fulfillment of the same, they committed torture and harassment to her. It is also alleged that accused persons forcibly entered into the parental house of opposite party no. 2 and took away Rs. Fifty thousand cash and cloths from there.

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 by the complainant merely because he happens to be her husband. However, he is ready to keep the opposite party no. 2 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*. Petitioner has got clean antecedent.

5. Considering the aforesaid facts and circumstances, in the event of arrest or surrender within a period of six weeks from today, let the above-named petitioner 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 A.C.J.M., Hilsa (Nalanda) in connection with Complaint Case



No. 573(c) of 2022, subject to the conditions, as laid down
under Section 438(2) of the Code of Criminal Procedure.

(Prabhat Kumar Singh, J)

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