

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.82005 of 2023

Arising Out of PS. Case No.-454 Year-2023 Thana- GOPALGANJ COMPLAINT CASE
District- Gopalganj

Amrjeet Kumar S/O Mukesh Sahni Resident Of Village- Kamalpura, P.S.-
Paroo, District- Muzaffarpur

... .. Petitioner/s

Versus

1. The State of Bihar
2. Geeta Kumari W/O Amarjeet Kumar, D/O Dhaneshwar Sahni Resident Of
Village- Kamalpura, P.S.- Paroo, District- Muzaffarpur. At Present Residing
At Khaira Ajam, P.S. Baikunthpur, Dist.- Gopalganj

... .. Opposite Party/s

Appearance :

For the Petitioner	:	Mr. Sunil Kumar Pandey, Advocate
For the State	:	Mr. Narendra Kumar Singh, APP
For the O.P.No.2	:	NONE

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

4 03-07-2024 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 complaint, the complainant was married with
this petitioner on 04.12.2021 and after the marriage, when she
went to her matrimonial house, she was subjected to torture
and harassment by this petitioner and other in-laws family
members due to non-fulfillment of Rs. five lacs, as additional
demand of dowry and lastly, on 20.06.2022, she was ousted
from her matrimonial house.



4. Learned counsel for the petitioner, while denying the allegations made in the F.I.R., 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 with full honour and dignity. Moreover, the case is triable by the learned 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 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 J.M. 1st Class, Gopalganj in connection with Complaint Case No. 454 of 2023, Trial No. 1306 of 2023, 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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