

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.6232 of 2024

Arising Out of PS. Case No.-4562 Year-2019 Thana- PATNA COMPLAINT CASE District-
Patna

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Prateek Mathur S/o Dilip Mathur Resident of Bakhshi Mohalla, opposite Ram
Mandir, Padri Ki Haveli, P.S.- Khajekalan, District - patna.

... .. Petitioner/s

Versus

1. The State of Bihar
2. Manisha Sinha W/o Prateek Mathur, D/o late Binay Kumar Sinha Resident
of Flat No. -303, SS Enclave, opposite Axis Bank, Ahiana Digha Road, P.S. -
Shastrinagar, District - Patna.

... .. Opposite Party/s

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Appearance :

For the Petitioner	:	Mr. Rashid Zafar, Advocate
For the State	:	Mr. Ajit Kumar, APP
For Opposite Party No.2	:	N o n e

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

7 05-08-2024 Heard learned counsel appearing on behalf of the

petitioner and learned A.P.P. for the State.

2. Despite valid service of notice, nobody appears on
behalf of the Opposite Party No. 2.

3. The petitioner apprehends arrest in a case registered
for the offences punishable under Section 498A of the Indian
Penal Code and Section 4 of the Dowry Prohibition Act.

4. Allegation against the petitioner is of matrimonial
cruelty and of demand of dowry.

5. It is submitted on behalf of petitioner that petitioner
happens to be husband of the informant and present case has



been lodged due to petty family dispute. There is general and omnibus allegation of commission of assault against him. As a matter of fact, the petitioner at no point of time demanded any dowry or committed torture. It is further submitted that petitioner is ready to keep the informant, as his wife, with full honour and dignity. It is next submitted that the case is triable by the Magistrate. In this connection, petitioner has relied upon a 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 claims clean antecedents.

6. Learned A.P.P. for the State has opposed the prayer for anticipatory bail of petitioner.

7. Considering the aforesaid facts and circumstances, the prayer for grant of anticipatory bail to the petitioner is allowed.

8. Accordingly, let the above named petitioner, in the event of his arrest/surrender within a period of six weeks from today, 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 learned Sub Divisional Judicial Magistrate, Patna, in connection with Complaint Case No. 4562



of 2019, subject to condition as laid down under Section 438(2)
of the Code of Criminal Procedure.

(Prabhat Kumar Singh, J)

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