

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.1466 of 2025**

Arising Out of PS. Case No.-2093 Year-2022 Thana- KATIHAR COMPLAINT CASE  
District- Katihar

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Somlal Kisku Son of Chunnu Kisku Resident of Pariharpur Tola, P.S.-  
Azamnagar, District - Katihar

... .. Petitioner/s

Versus

1. The State of Bihar
2. Nandani Murmu Wife of Somlal Kisku, Daughter of Dhuma Murmu  
Resident of Paharpur Tola, P.S.- Azamnagar, District - Katihar

... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr.Sanjeev Kumar Singh, Adv  
For the Opposite Party/s : Mr.Humayou Ahmad Khan, APP

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**CORAM: HONOURABLE JUSTICE SMT. SONI SHRIVASTAVA**  
**ORAL ORDER**

3      23-04-2025                      Heard learned counsel for the petitioner, learned  
counsel for the O.P.No. 2 and the State.

2. Petitioner apprehends his arrest in connection with  
Complaint Case no. 2093 of 2022 registered for the offences  
punishable under Sections 498A, 323 of the Indian Penal Code.

3. Earlier, notices were issued to the opposite party  
no. 2 vide an order dated 05.02.2025 and the same was validly  
served. However, despite the valid service the OP.No. 2 has not  
appeared in the present proceeding.

4. The allegation in the complaint is with regard to  
demand of dowry and torture.

5. The petitioner is husband of opposite party no.2.  
learned counsel for the petitioner submits that the marriage has  
taken place 7 years back and the petitioner never indulged any



demand of dowry or meted out any torture to the wife.

6. It has further been submitted that the petitioner had made several attempts to bring his wife back to the matrimonial house but it was she, who had refused to live along with the husband and this fact would also be evident from the bail rejection order from which it demonstrated that the O.P.No.2 has refused to go with the petitioner.

7. Considering all the above mentioned facts and circumstances and also keeping in view that the petitioner has no criminal antecedent, I am inclined to grant privilege of anticipatory bail to the petitioner. Accordingly, in the event of his arrest/ surrender within a period of four weeks from today the petitioners shall be released on bail on furnishing bail bonds of Rs 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned Judicial Magistrate, 1<sup>st</sup> class -VIII, Katihar in Complaint Case No. 2093 of 2022, subject to condition as laid down under Section 438(2) of the Cr.P.C and subject to the further condition that the petitioner shall co-operate in investigation/ trial.

**(Soni Shrivastava, J)**

N.K/-

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