

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.29486 of 2025

Arising Out of PS. Case No.-421 Year-2022 Thana- KALYANPUR District- Samastipur

Devnath Singh @ Devnath Pd. Singh Son of Late Ramnaresh Singh R/O-
Veersinghpur, PS- Kalyanpur, District- Samastipur

... .. Petitioner/s

Versus

1. The State of Bihar
2. Archana Kumari alias Punita Kumari Vijay Kumar Dwivedi R/O-
Veersinghpur PS- Kalyanpur District- Samastipur

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Shashank Shekhar, Advocate

For the Opposite Party/s : Mr.Manoj Kumar, A.P.P.

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 06-08-2025 Heard learned counsel for the petitioner and the State.
Despite valid service of notice, nobody appears for opposite
party no.2.

2. Petitioner apprehends arrest in a case registered for
the offence punishable under sections 323, 307 and 498A of the
Indian Penal Code and sections 3 & 4 of the Dowry Prohibition
Act.

3. As per the prosecution case, petitioner was married to
opposite party no.2 in 2001. After sometime, petitioner and his
family members started demanding further dowry and on non-
fulfilment of demand of dowry, accused persons committed
torture on opposite party no.2 and ousted her from the
matrimonial house.

4. Learned counsel appearing for the petitioner while
denying the allegations, submits that the petitioner has falsely
been implicated in this case because he is husband of the
victim. However, petitioner is ready to keep the victim in



matrimonial house with honour and dignity. Learned counsel submits that the case is triable by the Magistrate. Petitioner has relied upon judgment of this Court, passed in 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 as also the judgment of this Court, in the event of arrest or surrender within eight 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 Sub Divisional Judicial Magistrate, Samastipur in Kalyanpur Police Station Case No. 421 of 2022, subject to the conditions laid down under section 438(2) of the Code of Criminal Procedure.

(Prabhat Kumar Singh, J)

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