

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.35418 of 2025

Arising Out of PS. Case No.-202 Year-2024 Thana- KATORIYA District- Banka

Vipul Singh, S/o Manohar Singh, R/o Village and Post- Leda, P.S. and District- Giridih, State- Jharkhand

... .. Petitioner/s

Versus

1. The State of Bihar
2. Rakhi Singh, W/o Vipul Singh, D/o Rajesh Kumar Singh, R/o Village and Post and P.S.- Katoria, District- Banka

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Madhav Krishna, Advocate

For the Opposite Party/s : Mr. Shailendra Kumar Singh, APP

CORAM: HONOURABLE MR. JUSTICE JITENDRA KUMAR
ORAL ORDER

2 18-06-2025 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail, apprehending his arrest, in connection with Katoriya P.S. Case No. 202 of 2024, dated 03.09.2024, registered for the offences punishable under Section 85 of the B.N.S., 2023 and Section ¾ of D.P. Act.

3. As per allegation, there was illegal demand of additional dowry after the marriage and on account of non-fulfillment of the same, the informant-wife is not being kept the petitioner-husband in her matrimonial home.

4. Learned counsel for the petitioner submits that the Petitioner is innocent and has falsely been implicated in this



case. He further submits that as a matter of fact, the informant-wife is of a lady of hot temperament and she herself left the matrimonial home. He further submits that the petitioner-husband is willing to keep his wife with all love and dignity.

5. It is also stated in paragraph no. 2 of the bail petition that the petitioner has not moved this Court earlier either for anticipatory bail or regular one in the instant case.

6. It has further been stated in paragraph no.3 of the bail petition that the petitioner has no criminal antecedents.

7. However, learned APP for the State vehemently opposes the prayer of the Petitioner for bail.

8. Considering the aforesaid facts and circumstances, **this petition is allowed**, directing the petitioner, above-named, to be enlarged on bail, in the event of his arrest or surrender before the court below within a period of eight weeks from the date of receipt / production of a copy of this order, on his furnishing bail bonds in the sum of Rs. 10,000 /- (Ten Thousand) with two sureties of the like amount each to the satisfaction of learned concerned Court Below, in connection with Katoriya P.S. Case No. 202 of 2024, subject to the conditions as laid down under Section 482 (2) of the B.N.S.S., 2023 and on the following conditions:



(i) In case, it is brought to the notice of the court below that the petitioner has any criminal antecedents, learned court below shall cancel the bail bonds of the petitioner after hearing him and getting satisfied that the petitioner has concealed his criminal antecedents despite his knowledge of the same.

(ii) In case, it is brought to the notice of the court below that statement regarding previous bail petition is wrong, learned court below shall cancel the bail bonds of the petitioner.

9. The informant-wife is at liberty to live with her husband-petitioner at her matrimonial home and if the husband does not take her to the matrimonial home, she has remedy by way of filing the matrimonial petition or special conjugal rights before the Family Court.

(Jitendra Kumar, J)

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