

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.43407 of 2025

Arising Out of PS. Case No.-969 Year-2023 Thana- BHOJPUR COMPLAINT CASE
District- Bhojpur

=====

Devendra Kumar Yadav S/o Surendra Singh R/o Village- Pawana, PS-
Pawana, Distt- Bhojpur

... .. Petitioner/s

Versus

1. The State of Bihar
2. Puja Kumari D/o Surendra Singh, W/o Devendra Kumar Yadav R/o vill -
Pawana, P.S.- Pawana, Distt.- Bhojpur, at present Ashani Chanchal Tola,
Post - Ashani, P.S. - Udwant Nagar, Distt.- Bhojpur

... .. Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr.Kumar Mritunjay, Advocate
For the Opposite Party/s : Mr.Rajendra Prasad Nat, APP

=====

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

2 31-07-2025 Heard Mr.Kumar Mritunjay, learned counsel for the

petitioner and Mr.Rajendra Prasad Nat, learned Additional

Public Prosecutor for the State.

2. The petitioner is apprehending his arrest in
connection with Complaint Case No. 969 of 2023, dated
14.06.2023 registered for the offences punishable under Section
498(A) of the Indian Penal Code.

3. Allegation against the petitioner and other co-
accused persons is of committing torture upon the victim due to
non-fulfillment of demand of dowry.

4. Learned counsel for the petitioner submits that the
petitioner has clean antecedent. The allegation as alleged in the



complaint petition is false and fabricated and the petitioner has not committed any offence as alleged in the complaint petition. Learned counsel for the petitioner submits that the petitioner has filed a Matrimonial Case bearing Matrimonial Case No.197 of 2020 before the learned Principal Judge, Family Court, Bhojpur at Ara under Section 13 of the Hindu Marriage Act against opposite party No.2 and when the opposite party No.2 has received the notice in the aforesaid case, she has filed the present complaint case on 14.06.2023 only to harass the petitioner.

5. Learned APP for the State has vehemently opposed the prayer for anticipatory bail of the petitioner.

6. Considering the aforesaid facts, petitioner has clean antecedent and the present complaint petition has been filed by opposite party No.2 in the year 2023 in retaliation of divorce case filed by the petitioner in the year 2020 itself, let the petitioner, above named, in the event of his arrest or surrender before the court below within a period of thirty days from the date of receipt of the order, be released 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 S.D.J.M., Bhojpur at Ara in connection with Complaint Case No. 969 of



2023, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure and with other following conditions:-

(I) Petitioner shall co-operate in the trial and shall be properly represented on each and every date fixed by the Court and shall remain physically present as directed by the Court and on his/her absence on two consecutive dates without sufficient reason, his/her bail bond shall be cancelled by the Court below.

(II) If the petitioner tampers with the evidence or the witnesses, in that case, the prosecution will be at liberty to move for cancellation of bail.

(III) And, further condition that the court below shall verify the criminal antecedent of the petitioner and in case at any stage, it is found that the petitioner has concealed his/her criminal antecedent, the court below shall take step for cancellation of bail bond of the petitioner. However, the acceptance of bail bonds in terms of the above-mentioned order shall not be delayed for purpose of or in the name of verification.

(Rajesh Kumar Verma, J)

Nitesh/-

U		T	
---	--	---	--

