

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.52664 of 2024

Arising Out of PS. Case No.-87 Year-2020 Thana- KALUAHI District- Madhubani

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PRAHLAD KUMAR YADAV @ PRAHLAD YADAV SON OF RAM
NARAYAN YADAV RESIDENT OF VILLAGE - KALIKAPUR, P.S. -
KALUAHI AND DISTRICT - MADHUBANI

... .. Petitioner/s

Versus

- 1 . THE STATE OF BIHAR
- 2. GURIYA KUMARI WIFE OF PRAHLAD YADAV RESIDENT OF
VILLAGE - KALIKAPUR, P.S. - KALUAHI, DISTRICT - MADHUBANI

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ravi Prakash, Advocate
For the Opposite Party/s : Mr. Rana Randhir Singh, APP

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 10-01-2025 Heard learned counsel for the petitioner and learned

A.P.P. for the State . Despite valid service of notice, nobody
appears on behalf of opposite party no. 2.

2. The petitioner, husband of the victim,
apprehends his arrest in a complaint case punishable for the
offence under Sections 341 , 323 , 504, 498(A) and 34 of the
Indian Penal Code and 3/ 4 of the D. P Act.



3 . As per prosecution case , the informant got married with this petitioner in the year 2018 and after the marriage, when she went to her matrimonial house, she was subjected to torture and cruelty by this petitioner and other in-laws family members due to non-fulfillment of demand of dowry and lastly, she was ousted from her matrimonial house .

4. Learned counsel for the petitioner, while denying the allegations made in the F.I.R., submits that petitioner has been falsely implicated in this case merely because he happens to be husband of the victim. However, he is ready to keep the victim with full honour and dignity. Moreover, the case is triable by the learned Magistrate. The petitioner has further relied upon the 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 antecedent.

5 . Considering the aforesaid facts and circumstances, in the event of arrest or surrender within a period of six 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 learned J M Ist Madhubani in connection with Kaluahi



P S Case No. 87 of 2020, subject to the conditions, as laid
down under Section 438(2) of the Code of Criminal Procedure .

(Prabhat Kumar Singh, J)

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