

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.67055 of 2024

Arising Out of PS. Case No.-56 Year-2024 Thana- BARH District- Patna

Kundan Kumar, aged about 26 years, Male, Son of Dayanand Prasad,
Resident of Village Jamuni Chak, P.S - Barh, District- Patna

... .. Petitioner/s

Versus

1. The State of Bihar
2. Jayanti Devi Wife of Munna Prasad Resident of Village- Dhelwa. P.S - Barh,
Dist- Patna.

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Bhim Sen Prasad, Advocate
For the Informant	:	Mr. Gajendra Kumar Singh, Advocate
For the Opposite Party/s	:	Mr. Shantanu Kumar, A.P.P.

CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL ORDER

4 29-01-2025 Heard Mr. Bhim Sen Prasad, learned counsel
appearing on behalf of the petitioner; Mr. Gajendra Kumar
Singh, learned counsel appearing on behalf of the informant and
Mr. Shantanu Kumar, learned APP for the State.

2. The petitioner seeks pre-arrest bail in connection
with Barh P.S. Case No. 56 of 2024, registered for the offence
punishable under Sections 341, 448, 323, 354, 498(A), 504,
325/34 of the Indian Penal Code and Sections 3/4 of the Dowry
Prohibition Act.

3. As per the allegation made in the FIR , due to
non-fulfillment of demand of dowry, the petitioner and his
family members committed cruelty and tortured the daughter of



the informant and thereafter they forcibly ousted her from her matrimonial house.

4. Learned counsel appearing on behalf of the petitioner submitted that petitioner is innocent and has falsely been implicated in the present case. He further submitted that petitioner is ready to live along with the opposite party no. 2 and will keep the opposite party no.2 with full dignity and honour and in this regard, he has made a specific statement in paragraph no. 7 of the bail application. On these grounds, petitioner seeks to be released on pre-arrest bail.

5. Learned counsel for the informant and learned APP for the State vehemently opposed the prayer for grant of pre-arrest bail.

6. Considering the nature of allegation made in the complaint, as well as, the statement made in paragraph no. 7 of the bail application by the petitioner, the petitioner, above named, is directed to be released on pre-arrest bail, in the event of his/her arrest or surrender before the learned District Court within a period of four weeks from today, on furnishing bail bond of Rs. 25,000/- (Rupees Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of learned J.M. 1st Class, Barh, Patna, in connection with Barh P.S. Case



No. 56 of 2024, subject to the condition as laid down under
Section 438(2) of the Cr.P.C.

**7. The learned District Court is directed to verify
the criminal antecedent of the petitioner as stated in
paragraph no. 3 of the bail application. If any other case is
pending against the petitioner as what has been stated in
paragraph no. 3, this order will lose its force automatically.**

(Purnendu Singh, J)

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