

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.74723 of 2024

Arising Out of PS. Case No.-165 Year-2023 Thana- COMPLAINT CASE District- Supaul

Ranjan Mallick @ Niraj @ Rajan Mallick Son of Arun Prakash Mallick R/o
-Jagni Jagganathpur Ward No.- 1, P.S.K. Nagar, Distt.- Purnea ... Petitioner/s
Versus

1. The State of Bihar
2. Ruchi Ranjan Wife of Ranjan Mallick @ Niraj, D/O- Chandra Kishore Das
R/O- Village- Sitaram Chakla (Berdah) Bhaya Simarhi Panchayat Finglas,
P.S.- Raghopur Distt.- Supaul Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Anil Kumar Tiwary, Advocate
For the Opposite Party/s : Mr. Dr. Mrityunjaya Kr. Gautam, A.P.P.

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

4 28-01-2025 Heard learned counsel for the petitioner and the State.
Despite valid service of notice, for the second consecutive date
nobody appears for opposite party no.2.

2. Petitioner apprehends arrest in a case registered for
the offence punishable under sections 498A, 379, 341, 323,
504, 506/34 of the Indian Penal Code and sections 3 & 4 of the
Dowry Prohibition Act.

3. As per complaint, complainant was married with the
petitioner in 2014. After six months of marriage, petitioner
along with other family members started demanding dowry of
Rs. 5 lacs and due to non-fulfilment of the same, she was
subjected to torture and harassment. Complainant was also
ousted from 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. Opposite party no.2 is a lady of ill temperament and she
wants to live separately. Petitioner has also filed Divorce Case
bearing Matrimonial Case No. 14 of 2023. However, petitioner



is ready to keep the victim in matrimonial house with honour and dignity. The case is triable by the 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**.

5. Considering the aforesaid facts and circumstances of the case, in the event of arrest or surrender within 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 Sub Divisional Judicial Magistrate, Supaul at Birpur in Complaint Case No. 165C/2023, subject to the conditions laid down under section 438(2) of the Code of Criminal Procedure.

(Prabhat Kumar Singh, J)

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