

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.1783 of 2024**

Arising Out of PS. Case No.-45 Year-2023 Thana- MAHILA PS District- Jamui

Rohit Sah @ Rohit Saw S/O Fuleshwar @ Kuleshwar Saw R/O Village- Gadi  
Telwa, P.S- Simultalla, Distt.- Jamui.

... .. Petitioner/s

Versus

1. THE STATE OF BIHAR
2. Manisha Devi W/O-Rohit Sah, D/O-Rajendra Sao, R/o vill-Bangama, PS-  
Simultalla, Dist- Jamui

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr.Amrendra Kumar, Advocate  
For the Opposite Party/s : Mr.Jharkhandi Upadhyay, A.P.P.

**CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH**  
**ORAL ORDER**

5      12-08-2025                      Heard learned counsel for the petitioner and the State.  
Despite valid service of notice, nobody appears for opposite  
party no.2.

2. Petitioner apprehends arrest in a case registered for  
the offence punishable under sections 323, 498A, 494, 341,  
504, 506, and 34 of the Indian Penal Code and sections 3 & 4  
of the Dowry Prohibition Act.

3. As per the prosecution case, petitioner was married to  
opposite party no.2 in 2017. After sometime, petitioner and his  
family members started demanding dowry of Rs.2 lacs and a  
motorcycle and on non-fulfilment of demand of dowry,  
accused persons committed torture on opposite party no.2 and  
ousted her from the matrimonial house. Petitioner performed  
second marriage with some other lady.

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. However, petitioner is ready to keep the victim along



with the daughter in matrimonial house with honour and dignity. Learned counsel submits that the case is triable by the Magistrate. Petitioner has relied upon judgment of this Court, passed in 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 as also the judgment of this Court, in the event of arrest or surrender within eight 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 Jamui Mahila Police Station Case No. 45 of 2023, subject to the conditions laid down under section 438(2) of the Code of Criminal Procedure.

(Prabhat Kumar Singh, J)

Shashi

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