

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.15559 of 2025

Arising Out of PS. Case No.-282 Year-2022 Thana- MADHUBANI COMPLAINT CASE
District- Madhubani

=====

Mukesh Sah @ Mukesh Kumar Sah S/o- Raj Kumar Sah A resident of
Village- Goth Narhaiya, P.S.- Laukahi (O.P.), District-Madhubani

... .. Petitioner/s

Versus

1. The State of Bihar
2. Jyoti Devi W/o- Mukesh Sah Resident of village- Goth Narhaiya, P.S.-
Laukahi (O.P. Narhaiya0, District- Madhubani. Presently- D/o Prabhu Sah,
Resident of village- Khopa, P.S. Phulparas, District- Madhubani

... .. Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr.Hriday Narayan Harshit
For the Opposite Party/s : Mr.Abhay Kumar

=====

CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA
ORAL ORDER

5 08-01-2026 Heard the parties.

2. The petitioner is named in the complaint case
and apprehending his arrest in connection with
Jhanjharpur C.R. No. 282 of 2022 registered for the
offences punishable under Sections 498A of IPC and
Section $\frac{3}{4}$ of D.P. Act.

3. The allegation against petitioner who is the
husband to commit cruelty upon the complainant due to
non-fulfillment of demand of Rs. 5 lakh as asked for
starting a business.



4. It is submitted by learned counsel appearing on behalf of the petitioner that the complainant herself solemnized second marriage during subsistence of her marriage with petitioner with one Uday Nrayan Singh resident of Basbitti village, Supaul and this fact was brought on record on affidavit. Petitioner claimed clean antecedent. It is also pointed out that even demand was not raised to be made as dowry rather to start business.

5. Despite of opportunity given to learned counsel for O.P. no. 2 vide order dated 05.01.2026, he failed to appears before this Court, where adjournment was granted considering his request to verify the submission as advanced aforesaid by learned counsel for the petitioner.

6. Learned APP opposes the prayer of bail.

7. In view of aforesaid factual submission and by taking note of fact as *prima-facie* considering the averments of supplementary affidavit, it appears that complainant solemnized her second marriage during



subsistence of her marriage with petitioner, accordingly petitioner above-named, in the event of his arrest or surrender before the court below within a period of four weeks, is directed to be released on bail, furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned SDJM, Jhanjharpur, Madhubani /concerned Court, where the case is pending in connection with Jhanjharpur C.R. No. 282 of 2022, subject to the conditions as laid down under Section 482(2) of BNSS.

(Chandra Shekhar Jha, J)

Sudha/-

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

