

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.36827 of 2024

Arising Out of PS. Case No.-474 Year-2023 Thana- NAVINAGAR District- Aurangabad

Nagendra Kumar Singh @ Manoj Singh, S/o Sri Bhola Singh, R/o Village-
Chandragrah, P.S.- Nabinagar, Dist- Aurangabad (Bihar)

... .. Petitioner

Versus

1. The State of Bihar
2. Arti Singh, D/o Sri Bangali Prasad Singh, at present R/o - Village- Sarawak,
P.S.- Kasma, Dist- Aurangabad (Bihar)

... .. Opposite Parties

Appearance :

For the Petitioner/s	:	Mr. Mithilesh Kumar Singh, Advocate
For the Opposite Party/s	:	Mr. Upendra Kumar, APP
For the O.P. No.2	:	Mr. Amit Anand, Advocate

CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA
ORAL ORDER

4 29-01-2026 Heard learned counsel for the petitioner and learned Additional Public Prosecutor for the State duly assisted by learned counsel appearing for the informant.

2. The accused/petitioner is named in the FIR, which is based upon Complaint Case No.1110 of 2023 as filed before Chief Judicial Magistrate, Aurangabad (Bihar) and apprehending his arrest in connection with Nabinagar P.S. Case No.474 of 2023 registered under Sections 498-A, 379, 323, 341, 504, 506 of the Indian Penal Code as well as Sections 3 and 4 of the Dowry Prohibition Act.



3. Allegation against petitioner is to commit mental and physical cruelty along with other family members upon informant/O.P. No.2 due to non-fulfilment of demand of dowry as raised for cash of Rs.10 lakhs.

4. It is submitted by learned counsel appearing for petitioner that after passing of 12 years of marriage raising this type of allegation *qua* demand of dowry not appears convincing. It is submitted that out of temperamental issues, the complainant/O.P. No.2 lodged this case against petitioner just with harassing attitude, where allegation *qua* physical and mental cruelty and demand of dowry appears very much general and omnibus in nature. The petitioner claimed clean antecedent.

5. Learned APP duly assisted by Mr. Amit Anand, learned counsel appearing for the complainant/O.P. No.2 submitted that the petitioner intentionally forced the complainant and her two childrens to live their life in destitution, as despite of maintenance order of learned Family Court,



Aurangabad, the petitioner is not paying anything for their maintenance. However, he fairly conceded that an execution proceeding for order of family court is pending before the court.

6. Let it be so, as allegation *qua* mental and physical cruelty *qua* demand of dowry appears very much general and omnibus in nature, accordingly, the petitioner, above-named, in the event of his arrest or surrender in the court below within a period of four weeks, is directed to be released on bail on furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned A.C.J.M.-I, Aurangabad in connection with Nabinagar P.S. Case No.474 of 2023, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure (in short 'CrPC')/under Section 482(2) of the Bhartiya Nagrik Suraksha Sanhita, 2023 (in short 'BNSS').

(Chandra Shekhar Jha, J.)

Sanjeet/-

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

