

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.47596 of 2025

Arising Out of PS. Case No.-188 Year-2024 Thana- COMPLAINT CASE - BIRAUL AT
BENIPUR District- Darbhanga

Pradeep Chaupal S/o Late Sikandra Chaupal @ Sikki Chaupal R/o Village -
Larach, P.S.- Kusheshwar Asthan, Distt.- Darbhanga

... .. Petitioner/s

Versus

1. The State of Bihar
2. Dropati Kumari W/o Pradeep Chaupal, D/o Ram Kumar Chaupal R/o vill -
Larach, P.S.- Kusheshwar Asthan, Distt.- Darbhanga, At present residing vill
- Balath, P.S.- Biraul, Distt.- Darbhanga

... .. Opposite Party/s

Appearance :

For the Petitioner	:	Ms.Sushmita Mishra
For the State	:	Ms.Veena Kumari Jaiswal
For the O.P.-2	:	None

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

6 09-02-2026 Heard learned counsel for the petitioner and learned
A.P.P. for the State. Despite valid service of notice, nobody
appears on behalf of opposite party no. 2.

2. The petitioner, husband of the opposite party no. 2,
apprehends his arrest in a complaint case punishable for the
offence under Section 498-A & other allied sections of the
Indian Penal Code and Section 3 & 4 of the Dowry Prohibition
Act.

3. Allegation against petitioner is of matrimonial
cruelty and demand for dowry.

4. While denying the allegations made in the complaint



petition, learned counsel for the petitioner submits that petitioner has been falsely implicated in this case merely because he happens to be husband of opposite party no. 2. At no point of time, petitioner demanded any dowry or committed torture with opposite party no. 2 and is still ready to keep the opposite party no. 2 with full honour and dignity. Moreover, the case is triable by the learned 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, in the event of arrest or surrender within a period of 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 learned A.C.J.M. 1st, Biraul, Darbhanga in connection with Complaint Case No. 188-C of 2024, subject to the conditions, as laid down under Section 438(2) of the Cr.P.C. / Section 482 of the B.N.S.S., 2023.

(Prabhat Kumar Singh, J)

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