

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.74433 of 2024

Arising Out of PS. Case No.-973 Year-2022 Thana- MUZFFARPUR COMPLAINT CASE
District- Muzaffarpur

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Mukesh Kumar Son of Shankar Bhagat Resident of Village- Dharopali, P.S.-
Sahebganj, Dist.- Muzaffarpur.

... .. Petitioner/s

Versus

1. The State of Bihar Bihar
2. Rinku Kumari Wife of Mukesh Kumar, D/O Shivshankaar Bhagat Resident
of Village- Visarpatti, P.S.- Saraiya, Dist.- Muzaffarpur.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Poonam Kumari
For the Opposite Party/s : Mr.Kumar Veerendra Narayan

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 05-02-2026 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, 504, 506,34
and other allied sections 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. After sometime, petitioner and his family
members started demanding dowry and on non-fulfilment of
demand of dowry, accused persons committed torture on
opposite party no.2 and ousted her from the 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. However, petitioner is ready to keep the victim 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 Sub Divisional Judicial Magistrate, West Muzaffarpur in Complaint Case No. 973/2022/ Trial No. 4059 of 2022, subject to the conditions laid down under section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023.

(Prabhat Kumar Singh, J)

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