

IN THE HIGH COURT OF JHARKHAND AT RANCHI
A.B.A. No. 1816 of 2016

Satya Prakash

..... **Petitioner**

-Versus-

The State of Jharkhand

..... **Opposite Party**

CORAM : HON'BLE MR. JUSTICE RATNAKER BHENGRA

For the Petitioner : Mr. Chandrajit Mukherjee, Advocate
For the State : APP

02/31.05.2016

Anticipatory bail application has been filed on behalf of petitioner namely Satya Prakash who is apprehending his arrest in connection with C/1 Case No. 2456 of 2016 dated 10.6.2014 for the offence registered U/Ss. 498(A), 323,406/34 I.P.C. and u/s 3/4 of D.P.Act.

Learned counsel for the petitioner has submitted that the petitioner is the husband of the complainant. The allegations are general and omnibus in nature and there is no overt-act attributed to the petitioner. By referring paragraph no.15 of the complaint, he said that on 1.1.2013 complainant was allegedly assaulted by all and driven out. He has said that even it is not clear that who has actually assaulted. The complainant in paragraph no. 16 of complaint has stated that she reached to her parental house on 1.1.2013. He has further by referring to paragraph no.19 of the complaint petition said that after a significant gap on 21.5.2014 the petitioner along with his mother and sister came to the parental house of the complainant and put pressure to dissolve the marriage and blamed the complainant with filthy language. Learned counsel has said that allegations have been made after a considerable gap and only to bridge the gap. The present complaint has also been filed after a delay of 25 days on 10.6.2014. All the delay point to a manufactured allegation.

Learned A.P.P. opposes the prayer for bail and by referring paragraph nos. 11,12 and 13 of the complaint he has said that there is involvement and complicity of the petitioner. Further, he has pointed out the second last paragraph of the impugned order wherein it has been indicated that witnesses were examined u/s 202 Cr.P.C. and they have supported all the allegations and the complainant in her statement on S.A. also has supported the allegations made earlier

Having heard counsel for both sides and considering the facts and circumstances of the case, the petitioner above named is directed to surrender in the court below within three weeks from today and in the event of his arrest/surrender, the court below is directed to enlarge him on bail on furnishing

bail bond of Rs. 20,000/- (Twenty Thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Jamshedpur in connection with C/1 Case No. 2456 of 2014 dated 10.6.2014, subject to the conditions as laid down under section 438 (2) of the Code of Criminal Procedure.

(Ratnaker Bhengra, J.)

Nibha/