

AB 2834/2017  
BEFORE

HON'BLE MRS JUSTICE RUMI KUMARI PHUKAN

Heard Mr. S. Borthakur, learned counsel appearing for the accused petitioner as well as Mr. T.K.Mishra, learned Addl. P.P.Assam.

By filing this anticipatory bail application under Section 438 Cr.P.C., the accused petitioner Sri Jatin Bhuyan apprehending arrest in connection with Silapathe r P.S.Case No.337/2017 U/S 498(A) and 494 IPC is praying for anticipatory bail.

Perused the records and the case diary.

From the FIR as well as documents annexed reveals that the informant had admitted about the 2nd marriage of the present petitioner and thereafter there is an agreement between the parties for providing maintenance on the part of the present petitioner to the first wife and their child. Although the maintenance is paying regularly but for last two month he is not paying maintenance and therefore, there was certain discord between the parties. Hence, the present FIR has been filed.

Considering the nature of accusation and the matter reflected, this Court is of the view that custodial interrogation of the accused petitioner is not necessary and accordingly he is allowed to go on pre-arrest bail in connection with the aforesaid case on furnishing bail bond of Rs.20,000/-with a surety of the like amount to the satisfaction of the arresting authority.

A.B.stands disposed of.

Return the case diary.