

(2025:JHHC:11013)

IN THE HIGH COURT OF JHARKHAND AT RANCHI
A.B.A. No.2278 of 2025

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1. Vipin Prajapati, aged about 40 years, Son of Rajendra Prajapati, Resident of Village- Chandani, P.O. & P.S.- Kharaundhi, Dist.- Garhwa.
 2. Sarita Devi, aged about 30 years, Wife of- Vipin Prajapati, Resident of Village- Chandani, P.O. & P.S.- Kharaundhi, Dist.- Garhwa.

.... Petitioners

Versus

The State of Jharkhand Opposite Party

CORAM : HON'BLE MR. JUSTICE ANIL KUMAR CHOUDHARY

For the Petitioners : Mr. Pankaj Srivastava, Advocate
 Mr. Vinod Kumar, Advocate
 Ms. Anushka Swadha, Advocate

For the State : Mr. Gautam Rakesh, Addl.P.P

Order No.02 Dated-09-04-2025

Heard the parties.

Apprehending their arrest in connection with Garhwa (Mahila) P.S. Case No.12 of 2024 instituted for the offences punishable under Sections 498(A)/313/323/341/504/ 506/34 of the Indian Penal Code and Section 3/4 of Dowry Prohibition Act, the petitioners have moved this Court for grant of privileges of anticipatory bail.

Learned counsel appearing for the petitioners submits that the allegation against the petitioners is that the petitioners in further of common intention with the co-accused persons, treated the informant with cruelty in connection with demand of dowry and caused miscarriage of her child without her consent. It is submitted that the allegations against the petitioners are all false and are general and omnibus in nature. It is next submitted that the petitioner No.1 is the jeth (elder brother-in-law) and the petitioner No.2 is jethani i.e. the wife of the petitioner No.1. It is then submitted that the main allegation is against the husband of the informant. It is then submitted that due to marital discord between the informant and her husband, this false case has been foisted against the petitioners to harass

them. It is further submitted that the petitioners undertake that they will not annoy or disturb the informant in any manner during the pendency of the case. It is lastly submitted that the petitioners undertake to co-operate with the investigation of the case and to furnish sufficient security including cash security. Hence, it is submitted that the petitioners be given the privileges of anticipatory bail.

Learned Addl.P.P appearing for the State opposes the prayer for anticipatory bail of the petitioners.

Considering the submissions of learned counsels and the facts and circumstances stated above, I am inclined to grant privileges of anticipatory bail to the petitioners. Accordingly, the petitioners are directed to surrender in the Court below within six weeks from today and in the event of their arrest or surrendering, they will be enlarged on bail on **depositing Rs.10,000/- each as cash security** and on furnishing bail bond of Rs.25,000/- (Twenty five thousand) each with two sureties of the like amount each to the satisfaction of learned CJM, Garhwa in connection with Garhwa (Mahila) P.S. Case No.12 of 2024 **with the condition that they will co-operate with the investigation of the case and appear before the investigating officer as and when noticed by him and furnish their mobile numbers and photocopy of the Aadhar Cards with an undertaking that they will not change their mobile numbers during the pendency of the case and they will not annoy or disturb the informant in any manner during the pendency of the case** and further conditions as laid down under Section 482 (2) of the Bharatiya Nagarik Suraksha Sanhita, 2023.

(Anil Kumar Choudhary, J.)