

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.12207 of 2021

Arising Out of PS. Case No.-35 Year-2020 Thana- MAHILA PS District- East Champaran

SUBODH KUMAR GUPTA @ SUBODH GUPTA Son of Kameshwar Prasad
Resident of Village- Chailaha Kudiya, P.S.- Banjariya, District- East
Champaran ... Petitioner

Versus

1. The State of Bihar
2. Punam Devi Daughter of Late Ram Prasad Gupta Resident of Village-
Sarsaula, P.S.- Lakhaura, District- East Champaran ... Opposite Parties

Appearance :

For the Petitioner : Mr. Sharad Kumar Verma & Umesh
Chandra Verma, Advs.

For the Opposite Parties : Mr. Ram Priya Sharan Singh, APP

CORAM: HONOURABLE MR. JUSTICE ASHUTOSH KUMAR
ORAL ORDER

2 21-12-2021 Heard Mr. Umesh Chandra Verma, learned Advocate
for the petitioner and Mr. Ram Priya Sharan Singh, learned
Additional Public Prosecutor for the State.

The petitioner, who is the husband of opposite party
no. 2, seeks bail in anticipation of his arrest in connection with
Mahila P.S. Case No. 35 of 2020 dated 12.08.2020 instituted for
the offences under Sections 498(A), 406 and 34 of the Indian
Penal Code and 3 and 4 of the Dowry Prohibition Act, 1961.

It is the stand of the petitioner that notwithstanding
the accusation in the FIR, he is ready to settle the matrimonial
dispute with his wife/opposite party no. 2.

Regard being had to the aforesaid stand of the
petitioner, it is directed that in case the petitioner surrenders



before the Court below within a period of six weeks, he shall be released on provisional bail, subject to the satisfaction of the Court below. Simultaneously, the opposite party no. 2 shall be noticed. On her appearance, ample opportunity shall be provided to the parties for negotiating the terms of settlement. Any settlement has to be on mutually acceptable terms. If the parties agree and decide to resolve the issue, the provisional bail granted to the petitioner shall be confirmed or else the law will take its own course.

(Ashutosh Kumar, J)

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