

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.8989 of 2020

Arising Out of PS. Case No.-631 Year-2019 Thana- EAST CHAMPARAN COMPLAINT
District- East Champaran

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CHUMAN RAM Son of Phuldeo Ram Resident of Village- Mohabat
Chhapara, P.O.- Sabaiya, P.S.- Turkauliya, District- East Champaran.

... .. Petitioner/s

Versus

1. THE STATE OF BIHAR Bihar
2. Lalasha Devi Wife of Chuman Ram, D/o Shukhal Ram At present,
Baraharpur, P.S.- Harshidhi, District- East Champaran, Motihari.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Rajesh Kumar, Advocate

For the Opposite Party/s : Ms. Sucheta Yadav, APPT

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CORAM: HONOURABLE MR. JUSTICE ASHUTOSH KUMAR

ORAL ORDER

3 06-12-2021 Heard Mr. Rajesh Kumar, learned Advocate for
the petitioner and Ms. Sucheta Yadav, learned APP for
the State.

The petitioner seeks bail in anticipation of his
arrest in connection with Complaint Case No. C631 of
2019 in which cognizance has been taken under Section
498(A) of the Indian Penal Code.

By order dated 03.03.2020 notice was directed
to be issued to opposite party no. 2, but there is no
appearance on behalf of opposite party no. 2.

The petitioner is ready to settle the
matrimonial dispute and keep his wife with due dignity
and honour, provided she is agreeable for the same.

In view of the categorical stand of the



petitioner that he is ready to sit across the table and make efforts at resolving the matrimonial dispute, this Court deems it appropriate to direct that in the event of the petitioner surrendering before the court below within a period of three weeks, he shall be released on provisional bail on his furnishing bail bonds in the sum of Rs. 10,000/- (Ten Thousand) with two sureties. Simultaneously, the opposite party no. 2 also shall be noticed. On the appearance of the opposite party no. 2, the court below shall provide ample opportunities to the spouses/parties to negotiate and settle the differences in an amicable manner. The parties would also be at liberty to go for a one time settlement if restitution of conjugal rights does not appear to be possible. If the dispute is settled, the provisional bail granted to the petitioner shall be confirmed. If at all the court finds that the conduct/stand of the parties is obstructive and unreasonable that shall be taken into account for passing a final order of confirmation of provisional bail.

The application stands disposed off accordingly.

(Ashutosh Kumar, J)

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