

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.53367 of 2021

Arising Out of PS. Case No.-63 Year-2021 Thana- MAIRWAN District- Siwan

PAPPU TIWARI SON OF VIRENDRA TIWARI R/O VILLAGE- DHARNI
CHHAPR, P.S.- MAIRAWA, DISTRICT- SIWAN (HUSBAND)

... .. Petitioner/s

Versus

1. The State of Bihar BIHAR
2. NITU TIWARI WIFE OF PAPPU TIWARI R/O VILLAGE - GOPALPUR,
P.S.- DARAULI, DISTRICT- SIWAN

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Chandra Kant, Advocate
For the Opposite Party/s : Mr. A.P.P.

CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL ORDER

2 08-12-2021 Let the defect(s), if any, be removed within four weeks
after complete start of the physical Court.

Heard learned counsel for the parties.

The petitioner is apprehending his arrest in a case registered for the offences punishable under Sections 341, 323, 498-A, 504, 506/34 of the Indian Penal Code and Sections 3 and 4 of the Dowry Prohibition Act.

This is a case under Section 498-A of the Indian Penal Code. Petitioner is ready for settlement of dispute with opposite party no. 2, who is wife of the petitioner.

Considering the background and nature of allegation of commission of offence under Section 498-A of the Indian Penal Code, let the petitioner, above named, in the event of his arrest or surrender before the learned Court below within a period of thirty



days from the date of receipt of the order, be released on **provisional anticipatory bail** on furnishing bail bond of Rs. 20,000/- (rupees twenty thousand) with two sureties of the like amount each to the satisfaction of the learned Court below where the case is pending in connection with Mairawa P.S. Case No. 63 of 2021, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure as well as subject to the following conditions:-

(a) The petitioner shall fully cooperate with the investigation/trial of the case, failing which the learned court below shall be at liberty to cancel the bail bond of the petitioner.

(b) Both the bailors shall be resident of territorial jurisdiction of the learned court below.

(c) **The petitioner shall attend the Court on each and every date till confirmation of the provisional bail.**

(d) **The learned Court-below shall notice both the parties for amicable settlement and if the petitioner would be found cooperative; the learned Court-below shall confirm the provisional bail of the petitioner.**

Accordingly, this application stands disposed of.

(Birendra Kumar, J)

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