

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.69377 of 2019

Arising Out of PS. Case No.-25 Year-2017 Thana- MAHILA P.S. District- Muzaffarpur

Nandlal Sahni @ Nanhe Nishad, aged about 31 years, Gender-Male, son of
Jailal Sahni, resident of Village - Hirapur, P.S.-Paroo, District - Muzaffarpur.

... .. Petitioner

Versus

1. The State of Bihar.
2. Khushboo Devi @ Rinki Kumari, aged about 25 years, Gender-Female, W/o
Nandlal Sahni, D/o Muntun Sahni, at present R/o Village - Bahilwara mual,
P.S.-Saraiya, District-Muzaffarpur.

... .. Opposite Parties

Appearance :

For the Petitioner	:	Mr. Alok Kumar Alok, Advocate
For the State	:	Mr. Upendra Kumar, APP
For the Opposite Party No.2 :		Mr. Amit Kumar Rakesh, Advocate

CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

4 22-10-2021 Heard Mr. Alok Kumar Alok, learned counsel for

the petitioner, Mr. Upendra Kumar, learned APP for the State

and Mr. Amit Kumar Rakesh, learned counsel for the opposite

party no.2 through video conferencing.

The petitioner seeks anticipatory bail in connection
with Mahila P.S. Case No.25 of 2017 registered for the offences
under Sections 498(A), 323 & 504/34 of the Indian Penal Code
and under Section 3/ 4 of the Dowry Prohibition Act.

It is the submission of learned counsel for the
petitioner that the petitioner is ready to keep his wife i.e.
opposite party no.2 with full honour and dignity.



Learned counsel for the opposite party no.2 has no objection to such submission.

In view of aforesaid submission, the petitioner is directed to visit his *Sasural* and take opposite party no.2 with him before 01.11.2021 and thereafter both the parties will file an application in the Court below that they have amicably settled their disputes and they are staying together. The petitioner will also provide a separate mobile phone and number to opposite party no.2 from which she can talk to her parents as and when she desires.

On filing of the aforesaid application by both the parties in the Court below, the Court below will release the petitioner on provisional bail for a period of three months on furnishing bail bonds of Rs.10,000/- (Rupees Ten Thousand Only) with two sureties of the like amount each to the satisfaction of learned S.D.J.M. (West), Muzaffarpur, in connection with Mahila P.S. Case no.25 of 2017 subject to the condition as laid down under Section 438(2) of the Code of Criminal Procedure.

After completion of three months, both the parties will again appear before the learned Court below. The Court below will verify the conduct of both the parties and thereafter



take a decision either to confirm the provisional bail or to
cancel the same in the facts of the case.

Till filling of the application by both the parties in
the Court below, the interim protection granted to the petitioner
vide order dated 18.12.2019 shall continue to operate.

With the aforesaid observations and directions, this
bail petition is allowed.

(Sandeep Kumar, J)

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