

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.3017 of 2022

Arising Out of PS. Case No.-148 Year-2021 Thana- EKANGARSARAI District- Nalanda

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Anup Sinha @ Anup Kumar Son Of Binod Kumar Sinha Resident Of
Mohalla- Ambedkar Panch Angnama, P.O.- Bihar Sharif, P.S.- Bihar Sharif,
District- Nalanda.

... .. Petitioner/s

Versus

1. The State of Bihar
2. Khushboo Kumari W/o Anup Singh @ Anup Kumar, D/o Ajit Kumar Sinha
Resident of At present Oriyawa, P.S.- Ekangarsarai, District- Nalanda.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Rajeev Kumar
For the Opposite Party/s : Mr.Shahabuddin Azeem @ S. Azeem

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CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

3 02-08-2022 Heard learned counsel for the petitioner,

informant and learned APP for the State.

The petitioner is apprehending his arrest in a

case registered for the offences punishable under

Sections 341, 323, 379, 498(A), 504, 506/34 of the

Indian Penal Code.

The accusations are of torture, making assault

and ousting the informant from her matrimonial house

for non-fulfillment of dowry demand.



It is submitted by learned counsel for the petitioner that the petitioner tried his best to resume the conjugal life with the informant but she did not agree to live with the petitioner. The petitioner is still ready to keep the informant as his wife with full dignity and honour.

Learned counsel appearing on behalf of the informant has submitted that torture has been inflicted upon the informant for non-fulfillment of dowry demand. The informant is residing at her parental house and she is on the verge of starvation since the petitioner denied to maintain the informant.

In the alternative, the petitioner is ready to make payment of Rs. 5,000/- as interim maintenance to the informant before filing of the bail bonds.

The petitioner also undertakes to make payment of Rs. 5,000/- per month to the informant by depositing the same in her bank account by 1st week of every month from August, 2022.



The learned counsel appearing on behalf of the informant has accepted the offer of the petitioner and undertakes to provide bank account details of the informant to the petitioner as early as possible.

Considering the aforestated facts, let the petitioner, above named in the event of his arrest or surrender before the court below within a period of four weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Sub-Divisional Judicial Magistrate, Hilsa, Nalanda in connection with Ekangarsarai P.S. Case No. 148 of 2021, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

The bail bonds of the petitioner shall be accepted by the learned court below on showing receipt of deposit of Rs. 5,000/- by the petitioner in the account of the informant.

The aforesaid payments will be subject to any



order passed in matrimonial or maintenance proceedings.

(Sunil Kumar Panwar, J)

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