

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.9620 of 2022

Arising Out of PS. Case No.-53 Year-2021 Thana- SURYAGARHA District- Lakhisarai

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Shashikant Kumar @ Chhotu Son of Late Dilip Singh Resident of Village-
Mogalpura, Post- Lakhanpura, P.S.- Bakhtiyarpur, District- Patna.

... .. Petitioner/s

Versus

1. The State of Bihar.
2. Rinnu Kumari, aged 23 years, gender-Female, D/o Anil Singh, Resident of Village + Post Rampur, P.S. Suryagarha, District Lakhisarai.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Vivek Anand Amritesh
For the Opposite Party/s : Ms. Pushpa Sinha.1

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CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

4 12-12-2022 Learned counsel for the petitioner has filed a jointness

petition stating therein that the notice, issued to O.P. No.2, has

been received by her father and O.P. No.2 and her father are

living together in the same house.

In view of the fact aforesaid, the notice is treated to be

validly served upon O.P. No.2.

Heard learned counsel for the parties.

The petitioner apprehends his arrest in a case

registered for the offences punishable under Sections 341, 323,

325, 307, 498(A), 504, 506 and 34 of the Indian Penal Code and

Sections 3/4 of the Dowry Prohibition Act.

Petitioner, who is husband of opposite party no.2, is

said to have ousted the opposite party no.2 from her



matrimonial home in association of his family members over the dowry demand.

It is submitted by learned counsel for the petitioner that the petitioner is an innocent person and has committed no offence. Petitioner has neither made any dowry demand nor drove her out of her matrimonial home nor tormented her over the demand of dowry. He is still ready to keep her with full honour and dignity. The petitioner has relied upon the judgment of this Court in the case of *Md. Naimul Haque Ansari @ Naimul Haque Ansari & Ors. Vs. The State of Bihar*, reported in *2006 (3) PLJR 182*.

In that view of the matter, let the above named petitioner, be released on bail, in the event of his arrest or surrender before the learned court below within a period of six weeks from today, on furnishing bail bond of Rs.25,000/- (rupees twenty five thousand) with two sureties of the like amount each to the satisfaction of the learned court below where the case is pending/successor court in connection with Suryagadha P.S. Case No.53 of 2021, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

If so advised, either of the parties will be at liberty to



make an application before the learned court below for referring
the matter to the District Mediation Centre for the purpose of
reconciliation or for one time settlement.

Accordingly, this application stands disposed of.

(Anjani Kumar Sharan, J)

Sanjay/-

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