

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.33075 of 2021

Arising Out of PS. Case No.-79 Year-2019 Thana- WEST CHAMPARAN COMPLAINT
District- West Champaran

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Ganesh Kumar Ram @ Ganesh Ram, son of Late Raj Bali Ram, resident of
Village- Narwal Barwal, P.S.- Bagaha (Pathkhoul), District - West
Champaran.

... .. Petitioner

Versus

1. The State of Bihar.
2. Anita Devi Daughter of Raghunath Ram, Wife of Ganesh Kumar Ram, R/O
Village- Narwal Barwal, P.S.- Bagaha (Pathkhoul), District- West
Champaran.

... .. Opposite Party

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Appearance :

For the Petitioner : Mr. Shiv Kumar Dwivedy, Advocate
For the Opposite Party : Mr. Dr. Kumar Uday Pratap, APP

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CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

6 25-03-2022 Heard learned counsel for the parties.

Learned counsel for the petitioner is permitted to
remove defect(s), as pointed out by the office, if any, within a
period of four weeks from today.

The petitioner seeks anticipatory bail in connection
with Complaint Case No.79 of 2019 (Trial No. 4144 of 2019)
registered for the offences under Sections 498-A, 379, 323,
504/34 of the Indian Penal Code and under Section 3/4 of the
Dowry Prohibition Act.

Learned counsel for the petitioner submits that the
petitioner is ready to keep opposite party no.2 with full honour
and dignity. A statement to this effect has been made in



paragraph no.12 of this bail application.

In such view of the matter, the petitioner is directed to visit his *Sasural* and take opposite party no.2 with him before 12.04.2022 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 mobile 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 Sub Divisional Judicial Magistrate, Bagaha, West Champaran, in connection with Complaint Case No. 79 of 2019 (Trial No.4144 of 2019), subject to the condition as laid down under Section 438(2) of the Code of Criminal Procedure.

After completion of three months, the petitioner and opposite party no.2 will again appear in the learned Court below. The Court below will verify the conduct of the petitioner



and opposite party no.2 and thereafter take a decision either to confirm the provisional bail of the petitioner 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 26.10.2021 shall continue.

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

(Sandeep Kumar, J)

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