

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.28096 of 2021

Arising Out of PS. Case No.-143 Year-2019 Thana- SATHI District- West Champaran

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Laxman Mukhiya Son of Banhu Mukhiya Resident of Village - Dhamaura,
P.S. Sathi, District - West Champaran.

... .. Petitioner/s

Versus

1. The State of Bihar
2. Ramawati Devi Wife of Laxman Mukhiya and Daughter of Khirodhan Mukhiya Resident of Village - Awsanpur Patukahiya, P.S.- Balthar, District - West Champaran.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sanjeev Kumar Shrivastava

For the Opposite Party/s : Mr. Tarkeshwar Nath Thakur

Mr. Binay Kumar

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CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

3 04-04-2022 Heard learned counsel for the parties.

The petitioner apprehends his arrest in a case registered for the offences punishable under Section 341, 323, 498A, 504, 506/34 of the Indian Penal Code.

Petitioner, who is husband of opposite party no2., is said to have tortured the opposite party no.2 in association of his family members on non-fulfillment of 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. There is general and omnibus allegation levelled against the petitioner. He is still ready to keep her with full honour and dignity. Petitioner has



no criminal antecedent.

Learned counsel for the informant submits that the informant is ready to accept the offer of the petitioner and also she is ready to live with him.

As such, both sides agree to appear before the learned court below on 18.04.2022 when the petitioner will take the informant to keep her with full dignity and honour.

In that view of the matter, let the above named petitioner, be released on provisional bail for a period of six months, 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 Sathi P.S. Case No.143/2019, subject to the condition as laid down under Section 438 (2) of the Cr.P.C.

The bail bond of the petitioner shall be confirmed by the learned court below after six months on fulfilling one of the conditions:

(i) If the matrimonial harmony is substantially restored.



(ii) If the opposite party no. 2 fails to appear before
the learned court below.

(iii) If the opposite party no. 2/complainant gets
reluctant to reconcile the issue.

(Anjani Kumar Sharan, J)

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