

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.21192 of 2022

Arising Out of PS. Case No.-4 Year-2019 Thana- MAHILA P.S. District- Bhojpur

SURESH CHOUDHARY @ SURESH KUMAR, Son of Sri Nand Lal Choudhary, Resident of Mohalla - Industrial Area, Dehri Biscoman Near Cold Storage, P.S.- Dehri (N), P.O.- Dehri on Sone, District - Rohtas (Bihar).

... .. Petitioner

Versus

1. The State of Bihar
2. Rubi Devi @ Kumari Rubi Wife of Suresh Choudhary @ Suresh Kumar Mohalla - Industrial Area, Dehri Biscoman Near Cold Storage, P.S.- Dehri (N), P.O.- Dehri on Sone, District - Rohtas (Bihar) At present residing at C/o Premi Kunwar, Mohalla Bind Toli, Ara, P.O. and P.S.- Ara, District - Bhojpur.

... .. Opposite Parties

Appearance :

For the Petitioner : Mr. Rajesh Kumar Singh, Advocate
For the Opposite Party : Ms. Sangeeta Sharma, APP

CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

2 26-04-2022 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 Mahila P.S. Case No. 04 of 2019 registered for the offences under Section 498-A/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 the opposite party no.2 with full



honour and dignity. A statement to this effect has been made in paragraph no. 7 of this bail application.

In such view of the matter, the petitioner is directed to visit his *Sasural* and take the opposite party no.2 with him before 11.05.2022 and thereafter both of them 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 the 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., Ara, in connection with Mahila P.S. Case No. 04 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 the 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 petitioner shall not be arrested in connection with aforesaid case.

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

(Sandeep Kumar, J)

pawan/-

U		T	
---	--	---	--

