

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.35457 of 2021

Arising Out of PS. Case No.-52 Year-2020 Thana- PAHARPUR District- East Champaran

JITAN SAHANI Son of Gama Sahani Resident of Village - Noneya Dhab
Tola, P.S.- Paharpur, District - East Champaran.

... .. Petitioner/s

Versus

1. The State of Bihar
2. Suryamukhi Devi, D/o-Shivdhari Sahni, Wife of Jitann Sahni, resident of
Noutan Tola, P.S. Noutan, District West Champaran.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Prateek Tandon
For the Opposite Party/s : Mr. Lakshmi Kant Sharma

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

5 08-04-2022 Heard learned counsel for the petitioner, learned
counsel for the opposite party no.2 and learned A.P.P. for the
State through video conferencing.

The petitioner apprehends his arrest in a case
registered for the offences punishable under Section 341, 323,
324, 498A and 504/34 of the Indian Penal Code and Section 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 along with her son 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. Learned counsel for the petitioner further submitted that as per his instruction opposite party no.2 is living with her husband.

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 C.J.M., East Champaran at Motihari in connection with Paharpur P.S. Case No.52 of 2020, subject to the condition as laid down under Section 438 (2) of the Cr.P.C.,

The learned Court below is directed to accept the bail bond of the petitioner after satisfying himself that opposite party no.2 is living with petitioner, as submitted by learned counsel for the petitioner.

(Anjani Kumar Sharan, J)

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