

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.34118 of 2021

Arising Out of PS. Case No.-159 Year-2020 Thana- MAHILA P.S. District- Nalanda

DEEPAK KUMAR S/O LAKHAN PASWAN R/O VILLAGE-MANICHAK,
P.S-DEEPNAGAR, DISTRICT-NALANDA.

... .. Petitioner/s

Versus

1. THE STATE OF BIHAR
2. ANISHA KUMARI W/O DEEPAK KUMAR, D/O BALESHWAR PASWAN R/O VILLAGE-GAWASPUR, P.S-THARTHARI, DISTRICT-NALANDA.

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Deepak Kumar
For the State	:	Mr. Awadhesh Kumar Singh
For the O.P. No.2	:	Mr. Sanjeev Kumar

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

- 3 08-04-2022 Heard learned counsel for the parties through virtual Court proceedings.

Learned counsel for the petitioner undertakes to remove the defects within four weeks. In the eventuality of non-removal of defects within undertaken period, the office will place the matter before the Bench.

The petitioner apprehends his arrest in a case registered for the offences punishable under Section 498A/494 of the Indian Penal Code and Section 3/4 of the Dowry Prohibition Act.

Petitioner, who is husband of opposite party no2., 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 Mahila P.S. Case No.159 of 2020, subject to the condition as laid down under Section 438 (2) of the Cr.P.C.

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 Center for the purpose of
reconciliation or for one time settlement.

Accordingly, this application stands disposed of.

(Anjani Kumar Sharan, J)

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