

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.40527 of 2021

Arising Out of PS. Case No.-208 Year-2020 Thana- KHAJAULI District- Madhubani

MAHESH KUMAR @ MAHESH KUMAR DAS, S/o Ramdeo Das, R/o
village- Maina Tole Sukhi, P.S.- Khajauli, District- Madhubani.

... .. Petitioner

Versus

1. The State of Bihar
2. Aarati Kumari, daughter of Ram Prakash Ram, resident of village-
Dulipatti, P.S.-Jainagar, District- Madhubani.

... .. Opposite Parties

Appearance :

For the Petitioner : Mr. Saroj Kumar, Advocate
For the State : Mr. Yogendra Kumar Singh, APP

CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

3 02-03-2022 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 Khajauli P.S. Case No. 208 of 2020 (G.R. No.2116 of
2020) registered for the offences under Sections 498-A, 504,
506/34 of the Indian Penal Code.

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 the 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 23.03.2022 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 Judicial Magistrate, 1st Class, Madhubani, in connection with Khajauli P.S. Case No. 208 of 2020 (G.R. No.2116 of 2020), 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 before the learned Court below. The Court below will verify the conduct of 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 24.12.2021 shall continue.

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

(Sandeep Kumar, J)

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