

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.31190 of 2022

Arising Out of PS. Case No.-42 Year-2021 Thana- MAHILA P.S. District- Nalanda

RAJIV RANJAN PRABHAKAR @ PINTU KUMAR @ BINTU KUMAR
SON OF LATE RAMJI PRASAD R/O VILLAGE- GULARIYA BIGHA,
P.S.- KARAI PARSURAI, DISTRICT- NALANDA AT PRESENT
RESIDENT OF FATUHA MOHALLA RAIPURA, P.S.- FATUHA,
DISTRICT- PATNA

... .. Petitioner/s

Versus

1. THE STATE OF BIHAR
2. ARCHANA KUMARI @ KHUSBOO KUMARI WIFE OF RAJIV
RANJAN PRABHAKAR @ PINTU KUMAR @ BINTU KUMAR, D/O-
LALA PRASAD R/O VILLAGE- JAGO BIGHA, P.S.- CHANDI,
DISTRICT- NALANDA

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Anil Kumar Singh
For the Opposite Party/s : Mr.Pradeep Narain Kumar

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 16-11-2022 Heard learned counsel for the petitioner, learned
counsel for the informant and learned APP for the State.

The instant application for anticipatory bail has been
filed by the petitioner apprehending his arrest in connection
with Mahila (Nalanda) P.S. Case no. 42 of 2021 instituted for
the offence under Sections 498(A), 323, 354, 506/34 of the
Indian Penal Code and Section 3/4 of the Dowry Prohibition
Act.

As per allegation in the FIR, due to non-fulfillment of
dowry demand of Rs. three lakh, petitioner along with other



family members started to abuse and torture the informant mentally and physically and ultimately they ousted her from her matrimonial house.

It is submitted by learned counsel for the petitioner that petitioner is husband of the informant and he has been falsely implicated in this case.

Learned counsel for the informant prays for some maintenance for survival of the informant as she is a housewife and she is not able to maintain herself .

In the alternative, learned counsel appearing on behalf of the petitioner, on instructions, submits that petitioner is ready to give Rupee five thousand per month from this month, subject to furnishing bank account number by the informant to the petitioner.

In the changed circumstance, learned counsel for the informant admits that he shall provide bank account number of the informant to the petitioner within a period of one week from today. On receipt of the bank account number of the informant, the petitioner shall deposit Rs. 5,000/- (five Thousand) in every month commencing from November, 2022 as maintenance in the account furnished by the informant.

Having heard learned counsel for the parties and



considering the submissions made on behalf of the petitioner, this Court is inclined to enlarge him on bail. The petitioner, above named, in the event of his arrest or surrender before learned Court below within a period of four weeks from today, shall be released on anticipatory bail on furnishing bail bonds of Rs. 10,000/-(Ten Thousands) with two sureties of the like amount each to the satisfaction of learned SDJM, Nalanda at Biharsharif in connection with Mahila (Nalanda) P.S. Case No. 42 of 2021, subject to the conditions as laid down under section 438(2) of the Cr.P.C.

The bail bonds of the petitioner shall be accepted by the learned court below on showing receipt of deposit of Rs. 5,000/- (for the month of November, 2022) by the petitioner in the account of the informant.

The aforesaid payment will be subject to any order passed in the maintenance case for final settlement.

(Sunil Kumar Panwar, J)

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