

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.41770 of 2021

Arising Out of PS. Case No.-25 Year-2020 Thana- MAHILA P.S. District- Muzaffarpur

NATHUNI PASWAN, S/o Vakil Paswan, Resident of Village- Rahua
Rajaram, P.S.- Musahari, District- Muzaffarpur (Bihar)

... .. Petitioner

Versus

1. The State of Bihar.
2. Nutan Devi, D/o-late Bhola Paswan, resident of Mohalla - Kanhauli, Ward
No.48, P.S.-Mithanpura, District- Muzaffarpur.

... .. Opposite Parties

Appearance :

For the Petitioner	:	Mr. Subhash Kumar Mishra, Advocate
For the Opposite Party	:	Ms. Gulnar Begum, APP
For O.P. No.2	:	Mr. Mritunjay Kumar Singh, Advocate

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 Mahila P.S. Case No. 25 of 2020 (G.R. No.2047 of 2020)
registered for the offences under Sections 341, 323, 354, 498-A,
504, 509, 506/34 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 opposite party no.2 with full honour
and dignity. A statement to this effect has been made in
paragraph no. 14 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 A.C.J.M., 1st, Muzaffarpur, in connection with Mahila P.S. Case No. 25 of 2020 (G.R. No. 2047 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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