

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.34510 of 2022

Arising Out of PS. Case No.-77 Year-2021 Thana- TEYAR District- Bhojpur

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KALLU SAH @ JAY PRAKASH S/o Thakur Sah R/o Village- Araila, P.S.-
Tiyar, District- Bhojpur at Ara, Bihar

... .. Petitioner/s

Versus

1. The State of Bihar Bihar
2. Sanju Kumari@ Sanju Devi w/o of Kallu Sah, R/o Village- Araila, P.S.-
Tiyar, District- Bhojpur at Ara, Bihar
at present D/O of Bawan Sah, R/o Village- Basauni, P.O.- Chhawrahi, P.S.-
Piro, District- Bhojpur at Ara

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Prabhat Kumar Singh

For the Opposite Party/s : Mr.Bishweshwar Ram

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CORAM: HONOURABLE MR. JUSTICE ALOK KUMAR PANDEY
ORAL ORDER

4 28-09-2022 Let the defect(s), as pointed out by the office, be removed
within a period of four weeks from today.

Heard learned counsel for the petitioner and learned A.P.P.
for the State.

The petitioner seeks bail in connection with Tiyar P.S.
Case No. 77/2021 registered for the offences punishable under
Sections 341, 323, 498A, 34 of the Indian Penal Code and ¾ of the
Dowry Prohibition Act.

Petitioner is husband of opposite party no.2 and both
parties are ready to settle the dispute.

Without going into the merits of the matter, let the
petitioner above named be released on provisional bail for a period of
five months from the date of receipt/production of copy of this order
to the court concerned on furnishing bail bonds of Rs. 10,000/-



(Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Bhojpur at Ara in connection with Tiya P.S. Case No. 77/2021.

The court below is directed to make suitable effort for the purpose of conciliation between the parties.

The petitioner and the opposite party no.2 would have the opportunity to work out an amicable resolution of the issue.

If the Court below finds that Opposite Party no.2 is not cooperating in the amicable settlement to the matrimonial dispute, in that context, petitioner would be entitled to confirmation of his provisional bail.

If, on the other hand, the issue is not resolved between the parties. The Court below, needless to say, would be well within its jurisdiction to exercise its judicial discretion and pass appropriate orders, which may include cancellation of the petitioner's provisional bail.

This application stands disposed of in the aforesaid terms.

(Alok Kumar Pandey, J)

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