

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.46569 of 2022

Arising Out of PS. Case No.-277 Year-2021 Thana- JALALPUR District- Saran

Chandan Kumar Giri Son Of Brij Nandan Giri R/O Village- Sagaddi Giri
Tola, P.S.- Jalalpur, District- Saran At Chapra

... .. Petitioner/s

Versus

1. The State of Bihar
2. Babita Devi D/O Surendra Bhati Wife Of Chandan Kumar Giri Resident Of
At Present Resident Of Village- Lalpur Ka Mathiya, P.S.- Ekma, District-
Saran At Chapra

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Harsh Anuj
For the Opposite Party/s : Mr.Rana Randhir Singh

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 14-12-2022 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 Jalalpur P.S. Case No. 277 of 2021 instituted for the
offence under Sections 341, 323, 498A, 504/34 of the Indian
Penal Code and Section 3/4 of the D.P. Act.

The allegation against the petitioner is that due to
non-fulfillment of dowry demand of motorcycle, TV and gold
chain, petitioner started to assault and torture her in various
ways.

Learned counsel appearing on behalf of the petitioner



has submitted that petitioner is innocent and has committed no offence. It is further submitted that the petitioner is the husband of the informant and has falsely been implicated in this case.

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

In alternative, learned counsel appearing on behalf of the petitioner, on instructions, submits that petitioner is ready to give rupee three 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 3,000/ (Three Thousand) in every month commencing from December as maintenance in the account furnished by the informant.

Having heard learned counsel for the parties and in the facts and circumstances of the case as stated above, this Court is inclined to enlarge the petitioner on bail. The petitioner is directed to surrender in the Court below within a period of



four weeks from today and in the event of his arrest or surrender in connection with Jalalpur P.S. Case No. 277 of 2021, he will be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of learned A.C.J.M., XIII, Saran at Chapra 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. 3,000/- (for the month of December) 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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