

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.8238 of 2021

Arising Out of PS. Case No.-8 Year-2019 Thana- MAHILA District- Munger

NAWAL KUMAR S/o Suresh Prasad Sah Resident of Village- Chhoti Keshopur, P.S.- Jamalpur, District- Munger.

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Kamal Kishore Jha
For the Opposite Party/s : Mr. Tapeswar Sharma

CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

7 04-04-2022 Mr. Avinash Chandra, appears for the opposite party
No. 2, his Vakalatnama is taken on record.

Heard learned counsel for the petitioner, learned APP
for the State and learned counsel for the opposite party no.2.

The petitioner seeks anticipatory bail in connection
with Mahila P.S. Case No. 8/2019 registered for the offences
under Section 498-A and other allied sections of the Indian
Penal Code and under Sections 3/4 of the Dowry Prohibition
Act.

On instruction, learned counsel for the opposite party
No. 2 submits that the opposite party No. 2 is ready to stay with
the petitioner.

However, learned counsel for the petitioner submits
that in paragraph No. 12 of the bail petition, specific statement



was made that the petitioner is ready to keep the opposite party no.2 with full honour and dignity.

In such view of the matter, the petitioner is directed to visit his *Sasural* and take opposite party no.2 with him before **25.04.2022** 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 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 Sub Divisional Judicial Magistrate, Munger, in connection with Mahila P.S. Case No. 8/2019, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

After completion of three months, both the parties will again appear before the learned Court below. The Court below will verify the conduct of both the parties and thereafter



take a decision either to confirm the provisional bail 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 13.12.2021 shall continue to operate.

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

(Sandeep Kumar, J)

Saif/-

U		T	
---	--	---	--

