

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.30156 of 2023**

Arising Out of PS. Case No.-343 Year-2022 Thana- PATNA COMPLAINT CASE District-  
Patna

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SUDHIR KUMAR SON OF LATE MUNI LAL R/O I.J. BLOCK, FLAT NO. 411, KAUSHALYA CHETNA ENCLAVE, C.D.A. PATEL NAGAR, P.S.- SHASTRINAGAR, DISTRICT- PATNA

... .. Petitioner/s

Versus

1. The State of Bihar
2. CHINKI PASWAN D/O AMRENDRA KUMAR PASWAN, WIFE OF SUDHIR KUMAR R/O I.J. BLOCK, FLAT NO. 411, KAUSHALYA CHETNA ENCLAVE, C.D.A. PATEL NAGAR, P.S.- SHASTRINAGAR, DISTRICT- PATNA AT PRESENT R/A GARIKHANA, POST AND P.S.- KHAGAUL, DISTRICT- PATNA

... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr.Shyam Kishore, Adv.  
For the Opposite Party/s : Mrs.Shaheen Begum, APP  
Mr.Rudra Deo, Adv.

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**CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN**  
**ORAL ORDER**

3      21-07-2023              Heard learned counsel for the for the petitioner and  
learned APP for the State.

2.      The petitioner apprehends his arrest in a case registered for the offences punishable u/s 323, 324, 504/34 and 498A of the IPC and Section 3/4 of the Dowry Prohibition Act.

3.      Petitioner, who is husband of informant, is said to have tortured the informant in association of his family members over dowry demand. It is also alleged that the petitioner had illicit relationship with her sister-in-law (bhabhi) and on objection of O.P. No.2, she was subjected to assault.



4. It is submitted by learned counsel for the petitioner that the petitioner is an innocent person and has committed no offence. Petitioner has neither made any dowry demand nor tormented her over the demand of dowry. The petitioner has relied upon the judgment of this Court in the case of ***Md. Naimul Haque Ansari @ Naimul Haque Ansari & Ors. Vs. The State of Bihar***, reported in ***2006 (3) PLJR 182***.

5. In that view of the matter, let the above named petitioner, be released on bail, in the event of his arrest or surrender before the learned Court below within a period of six weeks from today, on furnishing bail bond of Rs.25,000/- (Rupees Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of the learned Court below where the case is pending/successor Court in connection with Complaint Case No.343(C) of 2022, subject to the condition as laid down under Section 438 (2) of the Cr.P.C.

6. Petitioner is ready to pay Rs.5000.00 (Rupees Five Thousand) per month to the informant in the second week of every month. If the petitioner fails to pay the aforesaid amount on two consecutive months, informant shall be at liberty to move before the learned Court below for cancelling the bail bond of the petitioner.



7. It goes without saying that the aforesaid payment shall be subject to any order being passed in matrimonial maintenance case or any other collateral proceedings.

8. Learned counsel for the O.P. No.2 is directed to furnish the bank account details of the O.P. No.2 in the Court below. If she fails to furnish the same, the aforesaid amount will be deposited in the learned Court below which will be released in favour of the informant after she furnishes her bank account details.

9. If so advised, either of the parties will be at liberty to make an application before the learned Court below for referring the matter to the District Mediation Center for the purpose of reconciliation or one time settlement.

10. With the aforesaid observation and direction, this application stands disposed of.

**(Anjani Kumar Sharan, J)**

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