

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.37414 of 2023

Arising Out of PS. Case No.-393 Year-2022 Thana- BAHERA District- Darbhanga

MD JAINUL @ JAINUL S/O MD. KALIM R/O Village- Balaut, PS. Sakari,
Dist. Madhubani

... .. Petitioner/s

Versus

1. THE STATE OF BIHAR
2. NASARA PRAVIN D/O MD. SATTAR R/O Village- Navtolia, PS. Bahera,
Dist. Darbhanga

... .. Opposite Party/s

Appearance :

For the Petitioner/s :	Mr.Alok Kumar Jha, Adv.
For the Opposite Party/s :	Mr.Manoj Kumar, APP.
	Mr. Ashok Kumar Prasad, Adv.
	Mr. Chunnu Kumar, Adv.

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 18-07-2023 Heard the parties.

2. The petitioner apprehends his arrest in a case registered for the offences punishable under Sections 341, 323, 498(A), 504, 506, 34 of the Indian Penal Code and 3/4 of the D.P. Act.

3. Petitioner, who is husband of informant, is said to have tortured upon her physically and mentally and ousted her from the matrimonial home in association of his family members over the dowry demand.

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



drove her out of her matrimonial home nor tormented her over the demand of dowry.

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 Bahera P.S. Case No. 393 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. 5,000.00 (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 informant is directed to furnish the informant's bank account details. If he fails to furnish the



same, the aforesaid amount will be deposited in the learned Court below which will be released in favour of the complainant after he furnishes informant's 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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