

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.46182 of 2023

Arising Out of PS. Case No.-921 Year-2022 Thana- SAMASTIPUR COMPLAINT CASE
District- Samastipur

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PARBHAT RANJAN @ PRABHAT RANJAN Son of Ramnaresh Rai @ Ram Naresh Roy Resident of Village - Chakajalal Bajitpur Karnail, P.S.- Tajapur (Halai O.P.), District - Samastipur

... .. Petitioner/s

Versus

1. The State of Bihar
2. Priya Ray Wife of Parbhat Ranjan @ Prabhat Ranjan Daughter of Ramyad Ray, At present resident of village - Hasanpur Surat Yadav Chowk, P.S.- Patori, District - Samastipur

... .. Opposite Party/s

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Appearance :

For the Petitioner/s :	Mr.Vinay Kumar Mishra, Adv.
For the Opposite Party/s :	Mr.Yogendra Kumar Singh, APP.
	Mr. Rakesh Singh, Adv.
	Mr. Bhaskar Shankar, Adv.
	Mr. Saket Kumar Singh, Adv.

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CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

3 30-10-2023 Heard learned counsels for the parties.

2. The petitioner apprehends his arrest in a case registered for the offences punishable under Sections 498(A) of the Indian Penal Code and Section 4 of Dowry Prohibition.

3. Petitioner, who is husband of complainant, is said to have tortured 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. It is further submitted that earlier the petitioner has filed a divorce petition before Principal Judge Family Court, Samastipur vide Divorce Case No. 18 of 2022 on 11.02.2022. Petitioner has no criminal antecedent.

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 C.R. No. 921 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. 10,000.00 (Rupees Ten Thousand) per month to the complainant in the second week of every month. If the petitioner fails to pay the aforesaid amount on two consecutive months, complainant 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 complainant is directed to furnish the complainant'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 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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