

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.41363 of 2022

Arising Out of PS. Case No.-696 Year-2021 Thana- ROHTAS COMPLAINT CASE District-
Rohtas

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DHIRAJ KUMAR S/O GRIJA NANDAN CHAUDHARY Resident of
Village - Additional A.N.N.T. Tower, R.B.S.S. Raod, Bhikhanpur, Near Govt.
Child School, Bhagalpur, District- Bhagalpur.

... .. Petitioner/s

Versus

1. The State of Bihar
2. VINITA KUMARI W/O DHIRAJ KUMAR Daughter of Jeetendra
Chaudhary, Resident of Village - Street No. 10A Daba Chowk (Patel
Chowk), Gaurakshnai, P.O. - Sasaram, P.S. - Sasaram (T), District - Rohtas
at Sasaram

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Raghunandan Kumar Singh, Advocate
For the Opposite Party/s : Ms. Sangeeta Sharma, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

13 22-06-2023 Heard learned counsel for the petitioner, learned

A.P.P. for the State and learned counsel for the

complainant/opposite party no. 2.

The petitioner apprehends his arrest in a case
registered for the offences punishable under Sections 498(A)
and 380 of the Indian Penal Code as well as Sections 3 and 4 of
the Dowry Prohibition Act.

Learned counsel for the parties submits that an
amicable settlement has been reached between the parties.

Learned counsel for the petitioner submits that the
petitioner is ready and willing to pay an amount of Rs.50 lakhs
by way of one time settlement to the complainant/opposite party



no. 2.

Learned counsel for the complainant/opposite party no. 2 does not dispute the said submission of the learned counsel for the petitioner. Further, it is submitted that the amount till date has not been paid.

Learned counsel for the petitioner submits that the amount shall be paid positively within a period of four weeks from today.

Learned counsel for the complainant/opposite party no. 2 submits that if the amount is received by the informant all the cases filed by the complainant/opposite party no. 2 against the petitioner shall be withdrawn.

Learned A.P.P. for the State in the nature of submission made by the learned counsel for the parties does not oppose the prayer for anticipatory bail of the petitioner.

Considering the submissions made by the learned counsel for the parties, the petitioner above-named, in the event of his arrest or surrender before the learned Court below within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs.1,000/- (Rupees One 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. 696 of 2021, subject to the conditions as laid down under Section 438 (2) of the Cr.P.C.

However, if the payment of Rs.50 lakhs is not made to the complainant/opposite party no. 2 as agreed by the petitioner within a period of four weeks from today, the informant shall be entitled to file an application seeking cancellation of bail granted to the petitioner before this Court.

At this stage, learned counsel for the complainant/opposite party no. 2 submits that he has instructions to make submission that the informant will not oppose rather will cooperate with the petitioner in filing an application seeking divorce by mutual consent.

(Satyavrat Verma, J)

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