

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.46890 of 2022

Arising Out of PS. Case No.-103 Year-2022 Thana- BHAGWANPUR District- Kaimur
(Bhabua)

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LALBABU SAH SON OF TRIBHUWAN SAH R/O VILLAGE- PEWANDI,
P.S.- CHENARI, DIST.- ROHTAS (SASARAM)

... .. Petitioner/s

Versus

1. THE STATE OF BIHAR
2. PRIYANKA DEVI WIFE OF LALBABU SAH AND DAUGHTER OF
DUDHNATH SAH PRESENTLY RESIDING AT VILLAGE - BELAON,
P.S.- BELAON, DISTRICT- KAIMUR (BHABHUA)

... .. Opposite Party/s

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Appearance :

For the Petitioner/s :	Mr. Shivjee Singh
For the Opposite Party/s :	Mrs. Pushpa Sinha.1
	Mrs. Kiran Kumari Sharma

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CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

3 20-02-2023 Heard learned counsel for the petitioner, learned
counsel for the opposite party no.2 and learned APP for the
State.

The petitioner apprehends his arrest in a case registered
for the offences punishable under Section 341, 323, 504, 506,
498A/34 of the Indian Penal Code and Section 3/4 of the
Dowry Prohibition Act.

Petitioner, who is husband of opposite party no.2., is said
to have ousted the opposite party no.2 from her matrimonial
home in association of his family members over the dowry



demand.

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. He is still ready to keep her with full honour and dignity. 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**.

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 Bhagwanpur (Belaon) P.S. Case No.103 of 2022, subject to the condition as laid down under Section 438 (2) of the Cr.P.C.,

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 for one time settlement.

Accordingly, this application stands disposed of.

(Anjani Kumar Sharan, J)

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