

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.63643 of 2022

Arising Out of PS. Case No.-23 Year-2021 Thana- MAHILA PS District- Buxar

Sanjit Kumar @ Sanjeet Kumar S/O Dev Raj Singh R/O Village- Saidpur,
P.S- Muffasil, District- Bhojpur

... .. Petitioner/s

Versus

1. The State of Bihar
2. Nitu Devi D/O Sankar Jee Singh R/O Village- Dumraun, Ward No-3, P.S-
Dumraun, District- Buxar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Ms. Kanchan Kumari, Advocate

For the Opposite Party/s : Ms. Rita Verma, APP

CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL ORDER

2 16-05-2023 Heard Ms. Kanchan Kumari, learned counsel
appearing on behalf of the petitioner and Ms. Rita Verma,
learned APP appearing on behalf of the State.

2. The petitioner apprehends his arrest in connection
with Buxar (Mahila) P.S. Case No. 23 of 2021 registered under
Sections 341, 323, 504, 506, 498(A) and 34 of the Indian Penal
Code and Section 3/4 of the Dowry Prohibition Act.

3. The prosecution story, in brief, is that as per F.I.R.,
for non-fulfillment of Rs. 2 lakhs as dowry petitioner along with
his family members tortured Opposite Party No. 2, who is the
legally wedded wife of the petitioner, which led to the filing of
the present case.

4. Learned counsel appearing on behalf of the
petitioner submits that petitioner is ready to live along with



Opposite Party No. 2 with full dignity and honour and also fulfill her physical as well as financial needs/requirement to that effect he has made specific statement in Paragraph No. 12 of the bail application.

5. Considering the nature of allegation made against the petitioner, who is willing to live along with Opposite No. 2, the petitioner and Opposite Party No. 2 are directed to appear before the Court below by filing a joint affidavit to the effect that they are living together within six weeks, till then no coercive steps.

6. In case Opposite Party No. 2 is not willing to live along with the petitioner then the Court below is directed to call upon the Opposite Party No. 2 and try to reconcile the matrimonial dispute between the parties.

7. In case the Court below is satisfied, Opposite Party No. 2 is adamant to not to live along with the petitioner then the petitioner is directed to be released on pre-arrest bail subject to the condition as laid down under Section 438(2) of the Cr.P.C.

(Purnendu Singh, J)

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