

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.72426 of 2023

Arising Out of PS. Case No.-29 Year-2023 Thana- MAHILA P.S District- West Champaran

Nitin Raj @ Nitin George Son Of Joseph George Resident Of Village-
Kamalnath Nagar Bholababu Colony, Ps- Bettiah Town, District- West
Champaran Petitioner/s

Versus

1. The State of Bihar
2. Nidhi Julius Wife Of Nitin Raj Resident Of Village- Kamalnath Nagar
Bholababu Colony, Ps- Bettiah Town, District- West Champaran Present
Address- Village- Christan Quater, Badhai Tola, Ps- Bettiah Town, Distt-
West Champaran

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Bimlesh Kumar Pandey, Advocate
For the Opposite Party/s : Mr. Narsingh Tanti, APP

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 30-11-2023 Heard learned counsel for the petitioner, learned counsel for
the opposite party no.2 and learned A.P.P. for the State.

2. The petitioner apprehends his arrest in a case registered for
the offences punishable under Section 498(A), 341, 323, 379, 504,
506 and 34 of the Indian Penal Code and u/s 3/4 of the Dowry
Prohibition Act.

3. Petitioner, who is husband of opposite party no. 2, is said to
have tortured upon her physically and mentally and ousted her from
her 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.



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.*

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 Bettiah Mahila P.S. Case No. 29 of 2023, subject to the condition as laid down under Section 438 (2) of the Cr.P.C.

6. If so advised, either of the parties will be at liberty to make an application before the Court below for referring the matter to the District Mediation Centre for the purpose of reconciliation or one time settlement.

(Anjani Kumar Sharan, J)

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