

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.9032 of 2023

Arising Out of PS. Case No.-696 Year-2019 Thana- MADHUBANI COMPLAINT CASE
District- Madhubani

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ROHIT KUMAR THAKUR @ ROHIT THAKUR Son of Ganesh Thakur
Resident of Village- Phulparas, Ward No.-4, P.S.- Phulparas, District-
Madhubani

... .. Petitioner/s

Versus

1. The State of Bihar
2. Arti Kumari Wife of Sri Rohit Thakur, D/O Ram Bilash Thakur Resident of
Village and Post- Phulparas, P.S.- Phulparas, District- Madhubani at present
residing at village and Post- Sangi, P.S.- Phulparas, District- Madhubani

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Prabhas Ranjan, Adv.
For the Opposite Party/s : Mr.Sanjay Kumar Sharma, APP
Mr.Sanjay Kumar Jha, Adv.

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CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

3 06-02-2024 Heard learned counsel for the petitioner, learned counsel
for the O.P. No.2 and learned APP for the State.

2. The petitioner apprehends his arrest in a case registered
for the offences punishable u/s 498(A) of the IPC and ³/₄ of the
Dowry Prohibition Act.

3. Petitioner, who is husband of complainant, is said to have
tortured the complainant over 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 Complaint Case No.696 of 2019, T.R. No.876/2022, 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 learned Court below for referring the matter to the District Mediation Center for the purpose of reconciliation or one time settlement.

(Anjani Kumar Sharan, J)

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