

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.16265 of 2024

Arising Out of PS. Case No.-193 Year-2023 Thana- JHAJHA District- Jamui

Kunal Kishor @ Kumar Kunal Kishor S/o Chandra Shekhar Rai R/o vill -
Paijuna, P.S. - Ghoshwari, Distt - Patna

... .. Petitioner/s

Versus

1. The State of Bihar Bihar
2. Shila Devi W/o Kumar Kunal Kishore R/o vill - Paijuna, P.S. - Ghoshwari,
Distt. - Patna, at present resident of vill - Pipradih, P.S. - Jhajha, Distt. -
Jamui

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sabal Kumar Jha
For the Opposite Party/s : Mr. Narsingh Tanti

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 14-03-2024 Heard learned counsel for the petitioner and learned APP for
the State.

2. The petitioner apprehends his arrest in a case registered for
the offences punishable under Section 498A, 494, 379, 34 of the
Indian Penal Code and Section 3 of the Dowry Prohibition Act.

3. Petitioner, who is husband of opposite party no2., is said to
have ousted the opposite party no.2 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 Jhajha P.S. Case No.193 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 learned Court below for referring the matter to the District Mediation Center for the purpose of reconciliation or for one time settlement.
7. Accordingly, this application stands allowed.

(Anjani Kumar Sharan, J)

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