

IN THE HIGH COURT OF JUDICATURE AT PATNA

CRIMINAL MISCELLANEOUS No.26852 of 2024

Arising Out of PS. Case No.-1533 Year-2021 Thana- WEST CHAMPARAN COMPLAINT
District- West Champaran

=====

Shri Chandra Parsad @ Shri Chandra Kumar @ Shri Chandan Parsad @ Shri Chandan Kumar Son of Late Bindeshwari Mahto Resident of Vill.- Ranaha, P.S.-Shrinagar, Dist.- West Champaran, At present Resident - Jasia Road, Chota Sabji Mandi, Kunj Bihar Colony, P.S.- Lakdihar, Dist.- Ludhiyana, State-Punjab

... .. Petitioner/s

Versus

1. The State of Bihar
2. Saroj Devi W/o Shri Chandra Parsad @ Shri Chandra Kumar, D/o Bhoj Parsad Resident of Village- Ranaha, P.S.- Shrinagar, At present - Pakhnaha Dumariya, P.S.- Bairiya, Dist.- West Champaran

... .. Opposite Party/s

=====

Appearance :

For the Petitioner/s	:	Mr.Sujeet Kumar
For the State	:	Mr.Shailendra Kumar
For Opposite Party No. 2	:	Mr. Ashok Kumar Gupta

=====

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA

ORAL ORDER

- | | | |
|---|------------|--|
| 4 | 18-09-2024 | <ol style="list-style-type: none">1. Heard learned Counsel for the petitioner, learned Counsel for the Opposite Party No. 2 and learned Additional Public Prosecutor for the State.2. The petitioner apprehends his arrest in connection with Bettiah Complaint Case No. 1533 of 2021, in which cognizance has been taken for the offences punishable under Sections 498-A/323/504/34 of the Indian Penal Code.3. The allegation, as per the complaint petition, is that the |
|---|------------|--|



marriage of the Opposite Party No. 2 was solemnized with the petitioner on 10.04.2019 and after sometime, the petitioner and his family members started demanding Rs. 5,00,000/- by way of dowry and due to non-fulfillment of the said demand, the petitioner and his family members tortured the Opposite Party No. 2 physically as well as mentally and also ousted the Opposite Party No. 2 from her matrimonial home on 04.12.2021.

4. Learned Counsel for the petitioner submits that the petitioner has not committed any offence in the manner alleged and he has falsely been implicated in this case. However, without prejudice to the right and contention of the petitioner, and in order to maintain harmony in the family, the petitioner is ready and willing to pay a sum of Rs. 5,000/- per month to the Opposite Party No. 2 as living cost, subject to the final outcome of the present case as well as the matrimonial case, if any, pending and/or decided between the parties.
5. Learned Counsel for the Opposite Party No. 2 accepts the offer so made by learned Counsel for the petitioner and submits that the petitioner may be directed to deposit the said amount of Rs. 5,000/- per month in the bank account



of the Opposite Party No. 2, details of which shall be furnished by learned Counsel for the Opposite Party No. 2 to learned Counsel for the petitioner within fifteen days from today.

6. After having heard learned Counsel for the parties and taking into consideration the materials on record and the fact that the offer made by learned Counsel for the petitioner has been accepted by learned Counsel for the Opposite Party No. 2, I am inclined to grant the petitioner privilege of anticipatory bail.
7. This application is, accordingly, allowed.
8. Let the petitioner, above named, in the event of his arrest/surrender before the learned Court below within a period of six weeks from today, be released on bail, upon furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate, 1st Class, West Champaran, at Bettiah, in connection with Bettiah Complaint Case No. 1533 of 2021.
9. This is subject to the condition that the petitioner shall deposit a sum of Rs. 5,000/- per month in the bank account of Opposite Party No. 2 positively, starting from



07th October, 2024.

(Anil Kumar Sinha, J.)

Prabhakar Anand/-

U	√	T	√
---	---	---	---

