

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.24706 of 2024

Arising Out of PS. Case No.-289 Year-2019 Thana- DARBHANGA COMPLAINT CASE
District- Darbhanga

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Rakesh Yadav Son of Late Ramdeo Yadav Resident of Mohalla- Allalpatti
Near Kalpana Guest House, Darbhanga, P.S.- Laheria Sarai, Dist.- Darbhanga
... .. Petitioner/s

Versus

1. The State of Bihar Patna
2. Simmi Kumari Wife of Rakesh Yadav, D/o Rajkumar Yadav Resident of
Mohalla- Rajkumarganj, Yadav Tola, Darbhanga, P.S.- Nagar Darbhanga,
Dist.- Darbhanga

... .. Opposite Party/s

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Appearance :

For the Petitioner/s	:	Mr. Uma Shankar Singh, Adv.
For the State	:	Mr. Ajay Kumar No. 2, APP
For the O.P. No. 2	:	Mr. Saurav Anand, Adv.

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CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

4 18-09-2024 Heard learned counsel for the parties.

2. The petitioner apprehends his arrest in a case registered for the offences punishable under Sections 323, 498A/34 of the Indian Penal Code and Section 3/4 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. Learned counsel for the petitioner submits 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. He submits that the O.P. No. 2 does not want to reside with the petitioner and as such she has filed the present complaint on flimsy ground. The petitioner has no criminal antecedent as mentioned in para-3 of this application.

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. 289 of 2019, 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.

7. Accordingly, this application stands disposed of.

(Anjani Kumar Sharan, J)

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