

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.54833 of 2024

Arising Out of PS. Case No.-97 Year-2023 Thana- MAHILA PS District- Darbhanga

Avinash Kumar @ Avinash Chaudhary Son Of Braj Bhushan Chaudhary R/V-
Village- Kolhanta Patori, P.S.- Moro, Distt.- Dharbhanga

... .. Petitioner/s

Versus

1. The State of Bihar
2. Puja Kumari Wife Of Avinash Kuma @ Avinash Chaudhary R/V- Gaushala Chowk Ghora Bazar, Sitamarhi, P.S.-Punaura, Distt.- Sitamarhi, At Present- Resident Of Village- Kolhanta Patori,P.S.- Moro, Distt.- Dharbhanga

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Abhishek Kumar, Advocate
For the O.P. No.2	:	None

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

3 18-11-2024 Heard learned counsel for the petitioner and learned APP
for the State.

2. Notice has been validly served upon the opposite party
no.2, but nobody appeared on behalf of the opposite party no.2.

3. The petitioner apprehends his arrest in a case registered
under sections 498(A), 323, 34 of the IPC and Section 3/4 of
Dowry Prohibition Act.

4. Allegation against the petitioner is of committing
torture upon the victim due to non-fulfillment of demand of
dowry.

5. It is submitted by learned counsel for the petitioner that
petitioner is an innocent person and has committed no offence.



Petitioner has never made any dowry demand and has been falsely implicated in the present case due to grudge.

6. Considering the aforesaid facts and circumstances, let the petitioner, named above, in the event of his arrest/surrender before the learned court below within a period of six weeks from today, be released on anticipatory bail, on furnishing bail bonds 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 Darbhanga Mahila P.S. Case No. 97 of 2023, subject to the condition as laid down under Section 438 (2) of the Cr.P.C.

7. 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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