

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.61052 of 2024

Arising Out of PS. Case No.-803 Year-2021 Thana- WEST CHAMPARAN COMPLAINT
District- West Champaran

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Jitu Chaubey @ Jitu Kumar S/O Bhupendra Chaubey R/O Village- Ramnagar
Bairiya, P.S- Nautan, District- West Champaran.

... .. Petitioner/s

Versus

1. The State of Bihar
2. Roshini Devi W/O Jitu Chaubey @ Jitu Kumar, D/O Munna Upadhyay R/O
Village- Ramnagar Bairiya, P.S- Nautan, Distt.- West Champaran, Present
Address R/O Village- Mathiya, P.S- Lauriya, Distt.- West Champaran.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Bimlesh Kumar Pandey
For the Opposite Party/s : Mr. Akbar Ali

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CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

3 20-11-2024 Heard learned counsel for the parties.

2. Though ordinary notice has been received by
opposite party No. 2, but nobody appears on behalf of opposite
party no. 2.

3. The petitioner apprehends his arrest in a case
registered for the offences punishable under Sections 498A,
323, 504, 34 of the Indian Penal Code.

4. 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.

5. It is submitted by learned counsel for the



petitioner that the petitioner is an innocent person and has committed no offence. The 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 one criminal antecedent as mentioned in para-3 of this application.

6. 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. 803 of 2021, 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 learned Court below for referring the matter to the District Mediation Center for the purpose of reconciliation or one time settlement.

8. Accordingly, this application stands disposed of.

(Anjani Kumar Sharan, J)

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