

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.63154 of 2023

Arising Out of PS. Case No.-195 Year-2020 Thana- COMPLAINT CASE District- Sheohar

SANJAY MAHTO S/O LATE RAJENDRA MAHTO R/O VILLAGE-
ATKONI, P.S- HIRAMMA, DISTT.- SHEOHAR.

... .. Petitioner/s

Versus

1. The State of Bihar
2. RINKU DEVI W/O SANJAY MAHTO, D/O KHESARI SAH R/O
VILLAGE- NIMAHI, P.S- HIRAMMA, DISTT.- SHEOHAR.

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Devendra Kumar, Advocate
For the O.P. No.2	:	Mr. Amrendra Kumar, Advocate
For the State	:	Mrs. Meena Singh, APP

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

6 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, 341, 498A, 494 and 504 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. Vide order dated 02.05.2024, the matter was referred to the Mediation and Conciliation Center of the Patna High Court to amicably resolve the dispute between the parties.



The learned Mediator has submitted its report dated 24.07.2024, in which it is clearly stated that in spite of best and sincere efforts, the dispute between the parties could not be resolved through the process of mediation. Hence, mediation failed.

5. Learned counsel for the opposite party no.2 submits that petitioner is not paying Rs.11,000/- per month as ordered by learned Principal Judge, Family Court, Sheohar in Maintenance Case No.08/2020 vide order dated 21.06.2022.

6. Petitioner is directed to pay Rs.11,000/- per month to opposite party no.2 as also the arrears of amount, if any, within a period of four months.

7. 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.195/2020, subject to the condition as laid down under Section 438 (2) of the Cr.P.C.

8. If the petitioner fails to pay the amount as aforesaid



within four months, the opposite party no.2 would be at liberty to move an application for cancelling the bail bond of the petitioner.

(Anjani Kumar Sharan, J)

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