

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.77985 of 2024

Arising Out of PS. Case No.-1177 Year-2023 Thana- DARBHANGA COMPLAINT CASE
District- Darbhanga

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Mithilesh Kumar Mahto @ Mithlesh Kumar @ Mithilesh Mahto Son of
Banarsi Mahto Resident of Village - Dihberai, Atihar, P.S. - Sadar Darbhanga,
District - Darbhanga

... .. Petitioner/s

Versus

1. The State of Bihar
2. Ritu Kumari Wife of Mithilesh Mahto, Daughter of Kalar Mahto Resident of
Village - Aazam nagar, P.S. - L.N.M.U., District- Darbhanga

... .. Opposite Party/s

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Appearance :

For the Petitioner/s :	Mr. Manish Kumar
For the Opposite Party/s :	Mr. Kumar Veerendra Narayan
For the Complainant :	Mr. Rishav Chaudhary

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CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

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| 2 | 26-11-2024 | <ol style="list-style-type: none">1. Heard learned Counsel for the petitioner, learned Counsel
for the complainant-Opposite Party No. 2 and learned
Additional Public Prosecutor for the State.2. The petitioner apprehends his arrest in connection with
C.R. No. 1177 of 2023, registered for the offences
punishable under Sections 498-A of the Indian Penal
Code.3. The allegation, as per the complaint case, is that the
marriage of the Opposite Party No. 2 was solemnized
with the petitioner on 10.03.2023. After the marriage, the
complainant was tortured by the petitioner and other
family members and they started demanding a sum of Rs. |
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10,00,000/- as dowry. Consequently, Rs. 1,00,000/- was given by the complainant's father and as a result, the complainant lived peacefully for some time. Thereafter, due to non-fulfillment of demand, the complainant was ousted from her matrimonial home by the petitioner and his family members.

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. 2,000/- 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 complainant-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. 2,000/- per month in the bank account of the complainant-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 ten 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, Darbhanga, in connection with C.R. No. 1177 of 2023.
- 9. This is subject to the condition that the petitioner shall deposit a sum of Rs. 2,000/- per month in the bank account of Opposite Party No. 2, starting from 09th December, 2024.

(Anil Kumar Sinha, J)

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