

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.80605 of 2023

Arising Out of PS. Case No.-1220 Year-2021 Thana- EAST CHAMPARAN COMPLAINT
District- East Champaran

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ARVIND KUMAR Son of Vijay Sah Resident of Village - Baikunthwa
Kanhaiya Tola, Post office - Khada Kunjlahi, Police Station - nautan, District-
West Champaran. Petitioner/s

Versus

1. The State of Bihar
2. Rekha Devi Wife of Arvind Kumar Daughter of Nagina Sah Resident of
Village - Sugauli Kanu tola, Police Station - Sugauli, District - East
Champaran.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s	:	Mr.Karandeep Kumar
For the State	:	Mr.Akshay Lal Pandit
For the informant	:	Mr. Prateek Tondon

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CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

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| 2 | 18-01-2024 | <ol style="list-style-type: none">1. Heard learned Counsel for the petitioner, learned Counsel
for the informant-Opposite Party No. 2 and learned
Additional Public Prosecutor for the State.2. The petitioner apprehends his arrest in connection with
Complaint Case No. 1220 of 2021, in which cognizance
has been taken for the offence punishable under Sections
498-A/341/323/34 of the Indian Penal Code.3. The prosecution case, as per the complaint petition filed
by the complainant-Opposite Party No. 2, is that the
marriage of the Opposite Party No. 2 was solemnized
with the petitioner on 31.05.2017 and after sometime, the
petitioner and other family members started demanding
Rs. 2,00,000/- by way of dowry and due to non- |
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fulfillment of the said demand, the petitioner and other family members tortured the Opposite Party No. 2 physically as well as mentally and also ousted the Opposite Party No. 2 from her matrimonial home.

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. 5,000/- 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 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. 5,000/- 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 fifteen 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 Sub Divisional Judicial Magistrate, Sadar, East Champaran, at Motihari, in connection with Complaint Case No. 1220 of 2021.
9. This is subject to the condition that the petitioner shall deposit a sum of Rs. 5,000/- per month in the bank account of Opposite Party No. 2 positively, starting from 10th February, 2024.

(Anil Kumar Sinha, J.)

Prabhakar Anand/-

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