

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.21104 of 2025

Arising Out of PS. Case No.-2808 Year-2023 Thana- SARAN COMPLAINT CASE District-
Saran

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Rupesh Kumar @ Rupesh Sharma S/o Sipahi Sharma @ Shipahi Sharma R/o vill - Mothaha, P.S.- Gaura, Distt.- Saran. At present Residing - Binna Gauri, near Saint James High School, P.O.- Binna Guri, P.S.- Banarhat, Distt. - Jalpaiguri (W.B)

... .. Petitioner/s

Versus

1. The State of Bihar
2. Pinki Kumari D/o Bindu Sharma, W/o Rupesh Kumar @ Rupesh Sharma R/o vill - Mothaha, P.S.- Gaura, Distt.- Saran. At present Residing Naya Tola Haraji, P.O.- Haraji, P.S.- Awtarnagar, Distt.- Saran

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Ram Prawesh Kumar, Adv
For the Opposite Party/s : Mr.Arun Kumar, APP

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CORAM: HONOURABLE JUSTICE SMT. SONI SHRIVASTAVA
ORAL ORDER

4 21-07-2025 Heard learned counsel for the petitioner and learned
counsel for the OP.No.2 learned counsel for the state.

2. Petitioner apprehends his arrest in a case registered
for the offences punishable under sections 498A of the Indian
Penal Code.

3. The case is one under section 498A and the petitioner
is husband. The complaint case discloses an allegation of
demand of dowry and torture.

4. Learned counsel for the petitioner submits that the
allegations made in the FIR is not correct and as a matter of fact,
the petitioner is still ready to keep his wife with full honour and



dignity but it was O.P.No.2, who was not willing to stay with the petitioner.

5. The learned counsel for the O.P.No. 2 however opposes the bail.

6. At this stage, the learned counsel for the petitioner makes an offer to pay a sum of Rs. 3,500/- per month to the complainant subject to final outcome of any maintenance or collateral proceeding.

7. Considering all the above mentioned facts and circumstances, let the petitioner in the event of his arrest/ surrender within a period of four weeks from today, be released on bail on furnishing bail bonds of Rs 10,000/- (ten 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 Complaint case no. 2808 of 2023, subject to condition as laid down under section 438(2) of the Cr.PC and subject to the further condition that the petitioner shall co-operate in investigation/ trial.

8. Learned counsel for the O.P.No. 2 under instruction, submits that she undertakes to provide her bank account details to the petitioner within a period of two weeks from today, if the O.P.No. 2 furnishes the bank account in which the amount can



be transferred, and yet the petitioner fails to give the aforesaid amount on two consecutive dates to O.P.No.2, the O.P.No.2 would be at liberty to file cancellation of bail .

N.K/-

(Soni Shrivastava, J)

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