

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.39056 of 2024

Arising Out of PS. Case No.-1878 Year-2022 Thana- GOPALGANJ COMPLAINT CASE
District- Gopalganj

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Guddu Kumar @ Guddu Singh Son of Ramnath Singh Resident of Village -
Marachhi Barahiya Tola P.S -Jamo Bazar, Distt - Siwan.

... .. Petitioner/s

Versus

1. The State of Bihar
2. Suman Devi Wife of Guddu Kumar @ Guddu Singh D/O Rajbalam Rai R/O
Vill.- Marachhi Barahiya Tola, P.s.- Jamo Bazar, Dist.- Siwan. At Present
R/O Vill.- Bishunpur Baluaa Tola, P.s.- Jadopur, Dist.- Gopalganj, Bihar.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Umesh Kumar Singh
For the Opposite Party/s : Mr.Awadhesh Kumar Singh

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CORAM: HONOURABLE MR. JUSTICE S. B. PD. SINGH
ORAL ORDER

7 03-04-2025 In pursuance to the earlier order dated 18.03.2025,

both the parties appeared with their respective counsel in

Chambers proceeding.

2. Heard the parties.

3. The petitioner is apprehending his arrest in
connection with Complaint Case No. 1878 of 2022 for the
offence under Section 498A of the Indian Penal Code and 3/4 of
the Dowry Prohibition Act.

4. It is a case of matrimonial dispute between the
parties. Petitioner is the husband of opposite party no. 2
(complainant). Allegation against the petitioner and his family
members is of torturing, assaulting and ousting the complainant



from her matrimonial house due to non-fulfillment of dowry demand.

5. Learned counsel for the petitioner submits that petitioner is quite innocent, committed no offence and has been falsely implicated in this case. Petitioner has never demanded any dowry from the complainant and for that never tortured her. He submits that complainant is very highly ambitious lady and she does not want to live with her husband and his family members.

6. Learned Additional Public Prosecutor opposes the prayer of anticipatory bail.

7. During course of argument learned counsel for the petitioner submits that petitioner is ready to pay Rs. 4,000/- (four thousand) per month as maintenance for his wife (complainant) to show his bona-fide conduct. He is also ready to pay two months advance maintenance at the time of filing bail bond. He further submits that petitioner is ready to file an affidavit regarding the aforesaid payment in the Trial Court at the time of filing bail bond. The above amount of maintenance will be adjusted in any future allowances awarded by any competent Court. Opposite party no. 2 shall furnish her account details to the petitioner so that maintenance amount can be



transferred directly to her account.

8. Keeping in view the aforesaid facts, let the petitioner be enlarged on anticipatory bail in the event of arrest or surrender within a period of four weeks from the receipt/production of this order, on furnishing bail bond of Rs. 10,000/- (Ten thousand) each with two sureties of like amount each to the satisfaction of learned Sub Divisional Judicial Magistrate, Gopalganj in connection with Complaint Case No. 1878 of 2022 subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

(S. B. Pd. Singh, J)

prabhakar/-

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