

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.36580 of 2023

Arising Out of PS. Case No.-1150 Year-2019 Thana- VAISALI COMPLAINT CASE District-
Vaishali

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DHARMNATH RAM @ DHARMNATH MEHRA Son of Chandradev Mehra
Resident of Village - Rohua, P.O.- Shahpur, P.S.- Jandaha, District - Vaishali.

... .. Petitioner/s

Versus

1. The State of Bihar
2. Shaibya Kumari Wife of Dharmnath Ram Resident of Village - Rohua, P.O.-
Shahpur, P.S.- Jandaha, District - Vaishali, Present Naihari Address D/o
Nandlal Ram, Village and P.O.- Shubhai, P.S.- Sadar Hajipur, District -
Vaishali.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s	:	Mr. Satya Prakash Sinha, Adv.
For the State	:	Ms. Gulnar Begum, APP
For the Complainant	:	Mr. Kumar Rakesh Chandra, Adv.

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CORAM: HONOURABLE JUSTICE SMT. SONI SHRIVASTAVA
ORAL ORDER

8 17-06-2025 The petitioner and the complainant are present along with
their counsels in the Chambers proceedings.

2. The petitioner apprehends his arrest in a case
registered for the offences punishable under Section 498(A) of
the Indian Penal Code and Section 4 of the Dowry Prohibition
Act.

3. The instant case arises out of the complaint filed by the
opposite party no.2, wife of the petitioner, alleging therein that
there was demand of Rs. 1 lakh and the consequent torture upon
her.

4. After a brief interaction with the parties, it appears that



the matter cannot be resolved at this stage. Although the petitioner has showed his willingness to take his wife and his child along with him, but it is the complainant who has refused to go along with her husband on the ground that she has now lost her patience and she has always been treated with cruelty in her matrimonial house.

5. Learned APP for the State and learned counsel appearing for the complainant oppose the prayer for anticipatory bail.

6. At this stage, learned counsel for the petitioner makes an offer in presence of the petitioner himself that the petitioner would make the payment of Rs.4000.00/- (Rupees Four Thousand) per month to the complainant in the second week of every month.

7. Considering the facts and circumstances of the case, 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 four weeks from today, on furnishing bail bond of Rs.10,000/- (Rupees 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 connection with Complaint Case No. 1150 of 2019, subject to the condition as



laid down under Section 438 (2) of the Cr.P.C.

8. It goes without saying that the aforesaid payment shall be subject to any order being passed in matrimonial maintenance case or any other collateral proceedings.

9. Learned counsel for the complainant is directed to furnish the bank account details of the complainant in the learned Court below. If the complainant fails to furnish the same, the aforesaid amount will be deposited in the learned Court below which will be released in favour of the complainant after she furnishes her bank account details. If the petitioner fails to pay the aforesaid amount on two consecutive months, the complainant shall be at liberty to move before the learned Court below for cancelling the bail bond of the petitioner.

10. Accordingly, this application stands disposed of.

(Soni Shrivastava, J)

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