

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.42072 of 2024

Arising Out of PS. Case No.-1219 Year-2014 Thana- SIWAN COMPLAINT CASE District-
Siwan

=====

Shyam Bihari Singh Son Of Ram Balak Singh Village- Nayanpura, Ps-
Pachrukhi Dist- Siwan

... .. Petitioner/s

Versus

1. The State of Bihar
2. Lilawati Devi Wife Of Shyam Bihari Singh Village- Nayanpura, Ps-
Pachrukhi Dist- Siwan Daughter Of Late Nageshwar Singh, Village- Itwa,
Ps- Pachrukhi, Dist- Siwan

... .. Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr.Vijay Bardhan Pandey
For the Opposite Party/s : Mr.Pronoti Singh

=====

CORAM: HONOURABLE JUSTICE SMT. SONI SHRIVASTAVA
ORAL ORDER

7 13-05-2025 Today, the petitioner has appeared along with his

counsel and the counsel for the opposite party no. 2 has

appeared although the opposite party no. 2 herself is not

appearing.

2. After a brief interaction, it appears that the matter

cannot be resolved finally at this stage.

3. The petitioner apprehends his arrest in a case

registered for the offence punishable under Sections 323, 379,

498A of the Indian Penal Code and Section 3 and 4 of the

Dowry Prohibition Act.

4. By an earlier order, the matter had been sent to the

Patna High Court Mediation and Conciliation Centre for



resolution of disputes between the parties but the same has also failed.

5. The prosecution case is based upon a complaint filed by the opposite party no. 2 in which she has made an allegation of demand of dowry and torture. Petitioner is the husband of opposite party no.2.

6. Learned counsel for the petitioner submits that the allegations levelled in the complaint are not correct and as a matter of fact, the petitioner has always been ready to keep the opposite party no.2 with full dignity and honour.

7. The application has been opposed by the learned APP for the State and learned counsel for the opposite party no. 2.

8. At this stage, the petitioner offers to give Rs.4000/- (rupees four thousand) per month to opposite party no.2 in the first week of every month. It goes without saying that the aforesaid payment shall be subject to any order passed in matrimonial maintenance case or any other collateral proceeding.

9. In such view of the matter, 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. 1219 of 2014, subject to the condition as laid down under Section 438 (2) of the Cr.P.C./482(2) of the B.N.S.S., and subject to the further condition that the petitioner shall cooperate in the investigation/trial.

10. Learned counsel for the opposite party no.2, under instruction, submits that the opposite party no.2 undertakes to provide her bank account details to the petitioner within a period of two weeks from today. If the opposite party 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 opposite party no.2, the opposite party no.2 would be at liberty to file cancellation of bail.

11. Accordingly, this application stands disposed of.

(Soni Shrivastava, J)

devendra/-

U		T	
---	--	---	--

