

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.40676 of 2025

Arising Out of PS. Case No.-367 Year-2022 Thana- COMPLAINT CASE - BARH District-
Patna

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Mathur Kumar Chauhan @ Mathur Chauhan S/O Late Rajballabh Chauhan
Resident of village - Karki, Police Station - Ariari, Distt.- Seikhpura.

... .. Petitioner/s

Versus

1. The State of Bihar
2. Guriya Devi W/O Mathur Kumar Chauhan @ Mathur Chauhan, D/O
Shailesh Chauhan R/O Village- Dahama Beldari, P.S- Bhadaur, Distt.- Patna.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Arun
For the Opposite Party/s : Mr. Pushpa Sinha.1

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CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA

ORAL ORDER

- 2 16-07-2025 1. Heard learned counsel for the petitioner, learned counsel
for the complainant-Opposite Party No. 2 and learned
Additional Public Prosecutor for the State.
2. The petitioner apprehends his arrest in connection with
Complaint Case No. 367C of 2022, registered for the
offences punishable under Sections 498-A/379/323 of the
Indian Penal Code and Sections 3 and 4 of the Dowry
Prohibition Act.
3. The allegation, as per the complaint case, is that the
marriage of the Opposite Party No. 2 was solemnized
with the petitioner on 25.05.2021 and at the time of



marriage the father of the complainant gave Rs. 5,00,000/- cash, ornaments of gold/silver and utensils as gift. It has further been stated that the complainant stayed at her matrimonial home and after a week, the complainant's in-laws, including the petitioner, started torturing her due to non-fulfilment of demand of dowry of a motorcycle. On 22.03.2022, the petitioner and his family members assaulted the complainant and ousted her from 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. 3,000/- 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 and/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. 3,000/- 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 ten 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, Barh, Patna, in connection with Complaint Case No. 367C of 2022.
9. This is subject to the condition that the petitioner shall deposit a sum of Rs. 3,000/- per month in the bank account of Opposite Party No. 2, starting from 10th August,



2025.

(Anil Kumar Sinha, J)

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