

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.52852 of 2025

Arising Out of PS. Case No.-963 Year-2021 Thana- SIWAN COMPLAINT CASE District-
Siwan

Ashutosh Kumar Tripathi son of Ram Ayodhya Tripathi Village- Jhari, Ps-
Rasulpur, Dist- Saran At chapra

... .. Petitioner/s

Versus

1. The State of Bihar
2. Rani Kumari Wife of Ashutosh Kumar Tripathi Village- Jhari, Ps- Rasulpur,
Dist- Saran At chapra At P/A- Daughter of Nawal Kishore Mishra, Village-
usri, Ps- G.B. Nagar, Tarwara, Dist- Siwan

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Krishna Kumar Yadav, Advocate
For the Opposite Party/s : Mr. Rajendra Nath Jha, A.P.P.

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

4 24-11-2025 Despite valid service of notice, none appears on
behalf of the opposite party no. 2.

2. Heard learned counsel for petitioner and the State.

3. The petitioner apprehends arrest in a case registered
for the offence punishable under Section 498(A) of the Indian
Penal Code and Sections 3/4 of the Dowry Prohibition Act.

4. As per prosecution case, all the named accused
persons including this petitioner tortured and harassed the
complainant for non-fulfillment of demand of dowry.

5. It is submitted on behalf of petitioner that petitioner
happens to be husband of the complainant and present case has
been lodged due to petty family dispute. There is general and
omnibus allegation of commission of assault against him. It is



further submitted that petitioner is ready to keep the complainant, as his wife, with full honour and dignity. It is next submitted that the case is triable by the Magistrate. In this connection, petitioner has relied upon a judgment of this Court in the case of *Md. Naimul Haque Ansari @ Naimul Haque Ansari & Ors. Vs. The State of Bihar*, reported in **2006(3) PLJR 182**.

6. Learned A.P.P. for the State has opposed the prayer for anticipatory bail of petitioner.

7. Considering the aforesaid facts and circumstances, this anticipatory bail is allowed and it is ordered that let the above named petitioner, in the event of his arrest/surrender within a period of six weeks from today, be enlarged on bail on furnishing bail-bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Sessions Judge, Siwan in connection with Siwan Complaint Case No. 963 of 2021, subject to condition as laid down under Section 482(2) of the Bharatiya Nagarik Suraksha Sanhita, 2023.

(Prabhat Kumar Singh, J)

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