

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.62255 of 2024

Arising Out of PS. Case No.-416 Year-2023 Thana- COMPLAINT CASE District- Banka

Bishundeo Choudhary Son of Pappu Chaudhary R/o Village- Hasanpur, P.S.-
Banka, District- Banka

... .. Petitioner/s

Versus

1. The State of Bihar
2. Lakshmi Devi Wife of Bishnudeo Choudhary, Daughter of Shankar Pasi R/o
Village- Hasanpur, P.S.- Dhoraiya, District- Banka. A/P R/O Vill.- Chilmil,
P.S.- Barahat, Dist.- Banka

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Brij Nandan Prasad, Advocate
For the Opposite Party/s : Ms.Asha Kumari, APP

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

3 18-01-2025 Heard Mr.Brij Nandan Prasad, learned counsel for the
petitioner, learned counsel for opposite party No.2 and Ms.Asha
Kumari, learned Additional Public Prosecutor for the State.

2. The petitioner is apprehending his arrest in
connection with Complaint Case No.416 of 2023, registered for
the offences punishable under Section 498(A) of IPC.

3. Allegation against the petitioner and other co-
accused persons is of committing torture upon the victim due
to non-fulfillment of demand of dowry.

4. Both the parties inform this Court that now the
matter has been settled between the parties and complainant is
living with the petitioner in her matrimonial home as a wife



with full dignity and honour.

5. In view of the aforesaid, let the petitioner, above named, in the event of his arrest or surrender before the court below within a period of thirty days from the date of receipt of the order, be released 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 Judicial Magistrate-1st Class, Banka in connection with Complaint Case No.416 of 2023, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure/Section 482(2) of BNSS, 2023 and with other following conditions:-

(I) Petitioner shall co-operate in the trial and shall be properly represented on each and every date fixed by the Court and shall remain physically present as directed by the Court and on his/her absence on two consecutive dates without sufficient reason, his/her bail bond shall be cancelled by the Court below.

(II) If the petitioner tampers with the evidence or the witnesses, in that case, the prosecution will be at liberty to move for cancellation of bail.

(III) And, further condition that the court below shall verify the criminal antecedent of the petitioner and in case at any stage, it is found that the petitioner has concealed his/her



criminal antecedent, the court below shall take step for cancellation of bail bond of the petitioner. However, the acceptance of bail bonds in terms of the above-mentioned order shall not be delayed for purpose of or in the name of verification.

(Rajesh Kumar Verma, J)

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