

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.63601 of 2024

Arising Out of PS. Case No.-1061 Year-2023 Thana- BHOJPUR COMPLAINT CASE
District- Bhojpur

=====

Rakesh Kumar S/O Mahesh Prasad Yadav Resident of Village- Sakin, Police
Station- Bihiya, District- Bhojpur at Ara

... .. Petitioner/s

Versus

1. The State of Bihar
2. Punam Kumari D/O Ram Kishore Rai, W/O Rakesh Kumar Resident of
Village Ganghar Tola English, P.S.- Ara Mufassil, District- Bhojpur at Ara

... .. Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr.Shubham Sourav

For the Opposite Party/s : Mr.Tarkeshwar Nath Thakur

=====

CORAM: HONOURABLE MR. JUSTICE S. B. PD. SINGH

ORAL ORDER

4 03-04-2025 Heard learned counsel for the petitioners and

learned APP for the State.

2. The instant application for anticipatory bail has

been filed by the petitioners apprehending their arrest in a

case instituted for the offence punishable under Section

498(A) of the I.P.C. and Section 3/4 of D.P. Act.

3. As per the allegation, complainant was married

to petitioner in the year 2021. It is further alleged that

petitioners started torturing the complainant for dowry of Rs.

10,00,000/- (ten lakh rupees).

4. From perusal of the mediator's report (Flag 'M'),



it appears that the dispute between the parties could not be settled through the process of mediation. Hence, mediation failed.

5. In pursuance to the direction of this Court, both parties appeared with the respective counsel.

6. It is submitted on behalf of the petitioner that petitioner is innocent and he has falsely been implicated in the present case. He has neither demanded dowry nor tortured the complainant either physically or mentally. It is further submitted that Petitioner is ready to pay Rs. 3,000/- (three thousand rupees) per month as interim maintenance to the O.P. No. 2 by depositing in the same in her bank account and he will file an affidavit before the trial Court at the time of filing of bail bonds, regarding the aforesaid payment. It is further submitted that he is ready to pay two months advance maintenance at the time of filing of bail bonds to show his *bona fide* conduct.

7. The above payment will be adjusted in any order passed in matrimonial proceeding by competent Court.

8. Having heard learned counsel for the parties and



in the facts and circumstances of the case as stated above, this Court is inclined to enlarge the petitioner on bail. The petitioner is directed to surrender in the Court below within a period of four weeks from today and in the event of his arrest or surrender in connection with Complaint Case No. 1061 (C) of 2023, he will be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of learned Sub Divisional Judicial Magistrate, Ara, subject to the conditions as laid down under section 438(2) of the Cr.P.C.

(S. B. Pd. Singh, J)

Nirajkrs/-

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

