

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.72217 of 2024

Arising Out of PS. Case No.-119 Year-2023 Thana- KARAHGAR District- Rohtas

Mithu Paswan @ Mitu Paswan Son of Munib Paswan Resident of Village-
Tilakpur, Police Station- Kargahar, District- Rohtas at Sasaram

... .. Petitioner/s

Versus

1. The State of Bihar
2. Kiran Kumari D/o- Bhuwar Paswan Resident of Village- Kargahar, P.S.-
Kargahar, Distt.- Rohtas

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Raghunandan Kumar Singh, Advocate
For the State	:	Mr. Ram Priya Sharan Singh, APP
For the O.P. No.2	:	Mr. Babu Nandan Prasad, Advocate

CORAM: HONOURABLE JUSTICE SMT. SONI SHRIVASTAVA
ORAL ORDER

- 4 13-08-2025 1. Heard learned counsel for the petitioner, learned
APP for the State and learned counsel for the opposite party no.
2.

2. The petitioner apprehends his arrest in connection
with Kargahar P.S. Case no.119 of 2023 registered under
sections 498A, 323, 341, 504 and 34 of the Indian Penal Code
and Section ¾ of the D.P. Act.

3. The case is one under Section 498A and petitioner
is the husband. The allegation against the petitioner is of
demand of dowry and torture.

4. Learned counsel for the petitioner submits that
earlier the matter had been sent to the Patna High Court



Mediation Centre vide order dated 12.05.2025 but the mediation process has failed. Learned counsel for the petitioner further submits that the allegation of demand of dowry and torture is false and concocted. The petitioner is always ready to keep his wife with full dignity and honour but it is the opposite party no.2 who never wants to live with the petitioner. The petitioner has no criminal antecedent and undertakes to co-operate in case/trial.

5. The application for anticipatory bail is opposed by learned A.P.P. for the State as also learned counsel for the opposite party no. 2.

6. At this stage, learned counsel for the petitioner submits that the petitioner makes an offer to pay Rs. 3,000/- to his wife in the second week of every month for her basic requirements. It goes without saying that the aforesaid payment shall be subject to any order passed in matrimonial maintenance case or any other collateral proceeding.

7. Considering the aforesaid facts of the case, it is directed that the petitioner, above named, in the event of his arrest or surrender before the learned Court below within a period of four weeks, be released on anticipatory bail in connection with Kargahar P.S. Case no.119 of 2023 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, subject to the condition laid down under Section 438(2) of the Code of Criminal Procedure/Section 482(2) of the B.N.S.S, 2023 and subject to the further condition that the petitioner shall co-operate in the investigation/trial.

8. If the opposite party no. 2 furnishes the Bank account in which the amount can be transferred and yet the petitioner fails to make the aforesaid payment of Rs. 3,000/- on two consecutive dates, the opposite party no. 2 would be at liberty to file cancellation of bail.

(Soni Shrivastava, J)

Harsh/-

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