

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.80011 of 2024

Arising Out of PS. Case No.-7588 Year-2023 Thana- PATNA COMPLAINT CASE District-
Patna

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Rishikant Prasad @ Rishikant Kumar Son of Sri Kameshwar Prasad Resident
of Village- Madhopur PS- Maner, Dist.- Patna.

... .. Petitioner/s

Versus

1. The State of Bihar
2. Punam Kumari D/O Shiv Shankar Prasad, W/O Rishikant Prasad @
Rishikant Kumar R/O Mohalla- Gautam Nagar, Janta Road, P.S.-
Gardanibagh, Dist.- Patna.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s	:	Mr. Shambhu Sn Singh, Adv.
For O.P. No. 2	:	Ms. Pooja Prasad, Adv.
For the State	:	Mr.Raj Ballabh Singh

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CORAM: HONOURABLE JUSTICE SMT. SONI SHRIVASTAVA

ORAL ORDER

5 16-07-2025 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 a case
registered for the offence punishable under Sections 498A,
379, 384, 308/34 of the Indian Penal Code.

3. By an earlier order, the matter had been sent to the
Patna High Court Mediation and Conciliation Centre for
resolution of disputes between the parties but the same has also
failed.

4. The prosecution case is based upon a complaint filed
by the opposite party no. 2 in which she has made an allegation
of demand of dowry and torture. Petitioner is the husband of
opposite party no.2.

5. Learned counsel for the petitioner submits that the



allegations made by the opposite party no. 2 are completely false and baseless. She has malafidely suppressed a number of facts and circumstances which have been indicated in para-4 of the supplementary affidavit filed on behalf of the petitioner. Further, it has also been informed that another FIR based on allegations has also been lodged by the opposite party no. 2 which is under challenge before this Court in Criminal Writ Jurisdiction, bearing Cr. W.C. No. 1159 of 2025. However, the stand of the petitioner had always been that he was ready to keep his wife and his daughter along with him with full dignity and honour.

6. Learned counsel for the opposite party no. 2, however, strongly opposes the grant of anticipatory bail on the grounds as indicated in the complaint petition.

7. At this stage, the learned counsel for the petitioner makes an offer to make a payment of an amount of Rs. 3000/- (rupees three thousand) per month to opposite party no.2 in the first week of every month. It goes without saying that the aforesaid payment shall be subject to any order passed in matrimonial maintenance case or any other collateral proceeding.

8. In such view of the matter, let the above named



petitioner, be released on bail, in the event of his arrest or surrender before the learned Court below within a period of four weeks from today, 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 where the case is pending/successor court in connection with Complaint Case No. 7588C of 2023, subject to the condition as laid down under Section 438 (2) of the Cr.P.C./482(2) of the B.N.S.S., and subject to the further condition that the petitioner shall cooperate in the investigation/trial.

9. Learned counsel for the opposite party no.2, under instruction, submits that the opposite party no.2 undertakes to provide her bank account details to the petitioner within a period of two weeks from today. If the opposite party no.2 furnishes the bank account in which the amount can be transferred, and yet the petitioner fails to give the aforesaid amount on two consecutive dates to opposite party no.2, the opposite party no.2 would be at liberty to file cancellation of bail.

10. Accordingly, this application stands disposed of.

(Soni Shrivastava, J)

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