

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.83251 of 2024

Arising Out of PS. Case No.-2942 Year-2022 Thana- EAST CHAMPARAN COMPLAINT
District- East Champaran

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Satyendra Kumar Sah @ Satyendra Sah @ Satyendra Kumar S/o- Shiv Balak
Sah Village- Bankatwa PS-Paharpur Distt- East Champaran at Motihari

... .. Petitioner/s

Versus

1. The State of Bihar Bihar
2. Punam Devi W/o- Satyendra Kumar Sah @ Satyendra Sah @ Satyendra Kumar, D/o- Sri Sah Village- Bankatwa Ps- Paharpur Dist-East Champaran Motihari P/A- Mathlohiyar Ps- Harsiddhi Dist-East Champaran

... .. Opposite Party/s

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Appearance :

For the Petitioner/s	:	Mr. Shashank Shekhar, Adv.
For the State	:	Ms. Shaheen Begum, APP
For the Complainant	:	Mr. Vishal Prasad, Adv.

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CORAM: HONOURABLE JUSTICE SMT. SONI SHRIVASTAVA
ORAL ORDER

4 26-06-2025 Heard learned counsel for the petitioner, learned APP for the State and learned counsel for the complainant.

2. The petitioner apprehends his arrest in a case registered for the offences punishable under Sections 498(A), 494 and 34 of the Indian Penal Code.

3. Petitioner, who is husband of the complainant, is said to have tortured upon her physically and mentally and ousted her from the matrimonial home in association of his family members.

4. The matter had earlier been referred to the Mediation Centre, Patna High Court for resolving the dispute between the



parties. The report received from the Mediation Centre, however, discloses that the said mediation between the parties failed.

5. Learned counsel for the petitioner submits that the marriage had taken place in the year 2011 and the present case was filed in the year 2022 with false and baseless allegations. It is further submitted that the petitioner has never tortured the complainant and as a matter of fact, he has always been ready to keep his wife with due dignity and honour, but it is the complainant who does not want to stay with the petitioner in her matrimonial house.

6. Learned APP for the State and learned counsel appearing for the complainant oppose the prayer for anticipatory bail and support the allegations levelled against the petitioner.

7. At this stage, learned counsel for the petitioner makes an offer that the petitioner would make the payment of Rs. 3500.00/- (Rupees Three Thousand Five Hundred) per month to the complainant in the second week of every month.

8. Considering the facts and circumstances of the case, 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. 2942 of 2022, subject to the condition as laid down under Section 482(2) of the B.N.S.S., 2023.

9. It goes without saying that the aforesaid payment shall be subject to any order being passed in matrimonial maintenance case or any other collateral proceedings.

10. Learned counsel for the complainant is directed to furnish the bank account details of the complainant in the learned Court below. If the complainant fails to furnish the same, the aforesaid amount will be deposited in the learned Court below which will be released in favour of the complainant after she furnishes her bank account details. If the petitioner fails to pay the aforesaid amount on two consecutive months, the complainant shall be at liberty to move before the learned Court below for cancelling the bail bond of the petitioner.

11. Accordingly, this application stands disposed of.

(Soni Shrivastava, J)

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