

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.82462 of 2024

Arising Out of PS. Case No.-2510 Year-2022 Thana- GOPALGANJ COMPLAINT CASE
District- Gopalganj

Om Prakash Ram Son of Late Krishna Ram Resident of Village- Rajapur,
P.S.- Kateya, District -Gopalganj

... .. Petitioner/s

Versus

1. The State of Bihar
2. Manipa Kumari @ Manipa Devi Wife of Om Prakash Ram, D/O- Shiv Kumar Ram Resident of Village- Barisujawal, Post - Sohraniya, P.S.- Kateya, District- Gopalganj

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Javed Aslam, Adv.
For the State	:	Mr. Ramesh Chandra, APP.
For the Complainant	:	Mr. Anand Vardhan, Adv. Ms. Shubhangi Pandey, Adv.

CORAM: HONOURABLE JUSTICE SMT. SONI SHRIVASTAVA
ORAL ORDER

3 28-04-2025 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) of the Indian Penal Code and Section 3/4 of the Dowry Prohibition Act and he is husband of the complainant.

3. The instant case arises out of the complaint filed by the opposite party no.2, wife of the petitioner, alleging therein that there was demand of Rs. 1 lakh and the consequent torture upon her.

4. It is submitted by learned counsel for the petitioner



that the petitioner is the husband of the complainant. All the allegations levelled against the petitioner is totally absurd and based on concocted facts and as a matter of fact, the petitioner has always been ready to keep his wife with due dignity and honour and it is the complainant who is not desirous of staying in her matrimonial house.

5. Learned APP for the State and learned counsel appearing for the complainant opposes the prayer for anticipatory bail.

6. At this stage, learned counsel for the petitioner makes an offer that the petitioner would make the payment of Rs.3000.00/- (Rupees Three Thousand) per month to the complainant in the second week of every month.

7. 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. 2510 of 2022, subject to the condition as laid down under Section 438 (2) of the Cr.P.C.



8. 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.

9. 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.

10. Accordingly, this application stands disposed of.

(Soni Shrivastava, J)

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