

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.87574 of 2024

Arising Out of PS. Case No.-49 Year-2024 Thana- AIRPORT District- Patna

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Bibhuti Bhushan Kumar @ Bibhuti Bhushan Son of Nirbhay Shankar Prasad
Resident of Village-Garbhuchak Near Devasthan, renter in the house of
Surendra Prasad, P.S-Hawaiadda , District-Patna

... .. Petitioner/s

Versus

1. The State of Bihar
2. Priyanka Kumari Daughter of Mahesh Prasad Singh R/o- Sikandra, Ps-
Belchi, Dist- Patna

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Archana Sinha

For the Opposite Party/s : Mr.Shyam Kumar Singh

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CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

3 25-02-2025 Heard learned counsel for the petitioner, learned

counsel for the informant/opposite party no. 2 and learned APP

for the State.

2. The petitioner seeks bail in a case registered for

the offences punishable under Sections 341, 323, 326, 354,

498A, 504, 34 of the Indian Penal Code.

3. Petitioner, who is husband of opposite party
no2., is said to have ousted the opposite party no.2 from her
matrimonial home in association of his family members over the
dowry demand.

4. It is submitted by learned counsel for the
petitioner that the petitioner is an innocent person and has
committed no offence. Petitioner has neither made any dowry



demand nor drove her out of her matrimonial home nor tormented her over the demand of dowry. The petitioner has relied upon the judgment of this Court in the case of **Md. Naimul Haque Ansari @ Naimul Haque Ansari & Ors. Vs. The State of Bihar**, reported in **2006 (3) PLJR 182**.

5. However, the petitioner is ready to give Rs.3,000.00 (Rupees Three Thousand) per month to opposite party no.2 in 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. If the petitioner fails to give the aforesaid amount on two consecutive dates to opposite party no.2, his bail bond shall automatically be cancelled.

6. Learned counsel for the opposite party no. 2, under instruction, submits that opposite party no.2 undertakes to provide her bank account details to the petitioner within a period of two weeks by submitting the same on affidavit before the learned court below.

7. In that view of the matter, let the above named petitioner, be released on bail on furnishing bail bond of Rs.25,000/- (Rupees Twenty Five 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 Hawai Adda P.S. Case No. 49 of 2024.

8. If so advised, either of the parties will be at liberty to make an application before the learned Court below for referring the matter to the District Mediation Center for the purpose of reconciliation or one time settlement.

(Anjani Kumar Sharan, J)

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