

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.87369 of 2024

Arising Out of PS. Case No.-445 Year-2022 Thana- COMPLAINT CASE - RAXAUL AT
MOTIHARI District- East Champaran

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Razu Kumar @ Razu Rao Son of Aniruddh Rao @ Chandrabhushan
Chaudhari Resident of Village- Bariarwa, P.S. - Chautarwa, District - West
Champaran Petitioner/s

Versus

1. The State of Bihar
 2. Shyamal Devi Daughter of Harishankar Chaudharii and Wife of Razu
Kumar @ Razu Rao Resident of Village- Juafar, P.S. - Chauradano, District -
West Champaran
- Opposite Party/s

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Appearance :

For the Petitioner/s	:	Mr. Shubham Sourav, Advocate
For the respondent	:	Mr. Pravin Kumar, Advocate
		Ms. Ankita Kumari, Advocate
For the State	:	Mr. Bhanu Pratap Singh, APP

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CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

3 19-04-2025 Heard Mr. Shubham Sourav, learned counsel for the

petitioner as well as learned counsel for the informant and Mr.

Bhanu Pratap Singh, learned Additional Public Prosecutor for the

State.

2. Learned counsel for the petitioner has been
permitted to correct the details of the Complaint Case in
Paragraph No. 1 as well prayer portion of the bail petition during
the course of the day.

3. The petitioner is apprehending his arrest in
connection with Complaint Case No. 445 of 2022, for the
offences punishable under Sections 498(A), 323 and 504 of the
Indian Penal Code.



4. According to prosecution case, the petitioner assaulted the complainant multiple times for dowry demand.

5. Learned counsel for the petitioner submits that petitioner has clean antecedent and he has falsely been implicated in the present case. He further submits that the allegation as alleged in the F.I.R. is false and fabricated and the petitioner has not committed any offences as alleged in the F.I.R. Although, the petitioner and the complainant have appeared before the District Mediation Centre at Motihari and both the parties have settled their dispute through the process of the mediation but despite that the bail petition of the petitioner was rejected by the learned Court below.

6. Learned counsel for the informant submits that after the mediation the O.P. No. 2 is living in the house of the petitioner

7. Considering the aforesaid facts that the petitioner is having clean antecedent and after settlement the O.P. No. 2 is living as a wife of the petitioner in his house, let the petitioner, above named, in the event of arrest or surrender before the court below within a period of thirty days from the date of receipt of the order, be released on bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Judicial Magistrate-I,



Motihari in connection with Complaint Case No. 445 of 2022, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure/482(2) of the B.N.S.S., 2023 and with other following conditions:-

i. Petitioner shall co-operate in the trial and shall be properly represented on each and every date fixed by the court and shall remain physically present as directed by the court and on his absence on two consecutive dates without sufficient reason, his bail bond shall be cancelled by the Court below.

ii. If the petitioner tampers with the evidence or the witnesses, in that case, the prosecution will be at liberty to move for cancellation of bail.

iii. And further condition that the court below shall verify the criminal antecedent of the petitioner and in case at any stage it is found that the petitioner has concealed his criminal antecedent, the court below shall take step for cancellation of bail bond of the petitioner. However, the acceptance of bail bonds in terms of the above-mentioned order shall not be delayed for purpose of or in the name of verification.

(Rajesh Kumar Verma, J.)

Jyoti Kumari/-

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