

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.88724 of 2024

Arising Out of PS. Case No.-863 Year-2023 Thana- COMPLAINT CASE - BIKRAMGANJ
District- Rohtas

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RAMLESH YADAV Son of LATE MUKHIYA YADAV Resident of Village-
Padariya , Police Station-Dinara , District Rohtas at Sasaram

... .. Petitioner/s

Versus

1. The State of Bihar
 2. Sobha Kumari D/o Rang Bahadur Singh Resident of Village- Itawa, P.O-
Bahuara, P.S- Dawath, Distt.- Rohtas
- Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Raghunandan Kumar Singh, Advocate
For the State : Mr. Surendra Prasad Singh, APP

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CORAM: HONOURABLE MR. JUSTICE RAJIV ROY
ORAL ORDER

6 18-07-2025 Heard the parties.

2. The petitioner is apprehending his arrest in connection with Complaint Case No. 863 of 2023 for the offence under Sections 498(A), 406, 420 and 120(B) of the Indian Penal Code and section 4 of the Dowry Prohibition Act, lodged by the complainant Shobha Kumari.

3. As per the prosecution story, the complainant alleged that the marriage was solemnized in the year 2015 but later she was tortured for dowry which led to the complaint case.

4. This Court earlier wanted to hear both the parties and as such, the couple remained present on number of dates. However, finally, they have decided to part ways and both shall be filing appropriate cases before competent court.

5. Till the pendency of the petition, the petitioner was directed to pay Rs.5,000/- each per month which according to



the learned counsel for the informant have been cleared only after this Court reminded him about the said payment.

6. The husband is present and acknowledges that till they separate through legal process, the lady is his wife and there is a female child for which he has responsibilities. As such, he shall be paying Rs.5,000/- for the lady and Rs.2,000/- for the child (totaling Rs.7,000/-) by 10th of every month positively in the bank account of the lady Shobha Kumari and failure to do so, the lady shall be free to take steps for cancellation of his bail bond.

7. This is an interim measure. The lady is duty bound to file a proper maintenance case before a competent court within next six months and this order shall merged with the order of the competent court.

8. Considering the submissions of the parties as also the aforesaid facts, this Court is inclined to extend the privilege of anticipatory bail to the petitioner.

9. Let the petitioner be released on bail in the event of arrest or surrender within a period of four weeks from the receipt of this order, on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of like amount each to the satisfaction of learned Additional Chief Judicial Magistrate-I, Bikramganj, Rohtas, in connection with Complaint Case No. 863 of 2023 subject to the conditions as laid down under Section



438(2) of the Cr.P.C., as also with the following conditions:-

(i) one of the bailor should be the family member/relative of the petitioner who shall provide official document to show his/her bona fide;

(ii) the petitioner shall appear on each and every date before the Trial Court and failure to do so for two consecutive dates without plausible reason will entail cancellation of his/her bail bond by the Trial Court itself;

(iii) the petitioner shall in no way try to induce or promise or threat the witnesses or tamper with the evidences, failing which the State shall be at liberty to take steps for cancellation of the bail bonds;

(iv) the petitioner shall desist from committing any criminal offence again, failing which the State shall be at liberty to take steps for cancellation of bail bonds.

(Rajiv Roy, J)

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