

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.86374 of 2025

Arising Out of PS. Case No.-84 Year-2018 Thana- MAHILA PS District- Buxar

Niranjan Tiwary S/o- Degree Tiwary Resident of Village- Tetarhar, P.S.-
Dinara, District -Rohtas. At present Residing at Dhobi Ghat, Malviya Nagar,
Gali No. 08, Budh Mandir wali Gali, P.S. - Buxar, District- Buxar.

... .. Petitioner/s

Versus

1. The State of Bihar
2. Saraswati Devi W/o- Niranjan Tiwary, D/o- Hare Krishna Mishra R/v-
Collectoriate Road, Adarsh Nagar Ps- Buxar Dist- Buxar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr.Vishwanand Upadhyay, Advocate
		Mr. Ashwini Kr. Upadhyay, Advocate
For the Opposite Party/s	:	Mr. Ganesh Prasad Singh, APP

CORAM: HONOURABLE MR. JUSTICE S. B. PD. SINGH
ORAL ORDER

2 24-12-2025 Heard learned counsel appearing on behalf of both the parties.

2. The petitioner is apprehending his arrest in connection with Buxar Mahila P.S. Case No. 84 of 2018 for the offence under Sections 341, 323, 504, 506, 498(A), 406 and 34 of the I.P.C. and Section 3/4 of Dowry Prohibition Act.

3. Learned counsel for the petitioner submits that the petitioner is innocent and has falsely been implicated in this case due to misunderstanding between husband and wife. Petitioner has been falsely implicated in this case due to concealment of adultery by the informant/wife. The allegation levelled against the petitioner in the present case is false and



frivolous as also with malicious intention and with a view to harass the petitioner and his entire family. Learned counsel further submits that the matter has already been amicably settled between both parties in Divorce Case No. 290 of 2018

4. From perusal of the impugned order, it is apparent that process under Section 82 of Cr.P.C. has been issued against the petitioner. Accordingly, the same is not maintainable.

5. In this circumstance, petitioner is directed to appear before the Trial Court and pray for regular bail, which shall be considered by the Court below on the basis of Judgment passed in Divorce Case No. 290 of 2018.

6. With the above directions, the instant application stands disposed of.

(S. B. Pd. Singh, J)

Ankit Kumar/-

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