

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.1867 of 2025

Arising Out of PS. Case No.-239 Year-2024 Thana- BARACHATTI District- Gaya

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Jitendra Kumar S/o- Bachen Yadav Resident of Village- Kharundhi, P.S.-
Barachatti, District- Gaya

... .. Petitioner/s

Versus

1. The State of Bihar Bihar
2. Mamta Kumari D/o- Raj Dev Yadav Village- Rani Chak Ps- Bahera Dist-
Gaya

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Praveen Kumar
For the Opposite Party/s : Mr.Nagendra Prasad

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CORAM: HONOURABLE JUSTICE SMT. SONI SHRIVASTAVA
ORAL ORDER

3 23-04-2025 Heard learned counsel for the petitioner, learned APP
for the State and learned counsel for the opposite party no. 2.

2. The petitioner apprehends his arrest in connection
with Barachatti P.S. Case No. 239 of 2024 registered for the
offence punishable under Sections 341, 323, 504, 506, 498A
and 34 of the Indian Penal Code and Section 3 / 4 of the Dowry
Prohibition Act.

3. Petitioner is the husband of opposite party no.2. The
allegation is of demand of dowry and torture.

4. Learned counsel for the petitioner submits that the
allegations made in the First Information Report are totally
false and he has never indulged in any demand of dowry and
has not meted out any cruelty to his wife i.e. the opposite party



no. 2.

5. The application has been opposed by the learned APP for the State and learned counsel for the opposite party no. 2.

6. At this stage, the petitioner offers to give Rs. 3000/- (rupees three thousand) per month to opposite party no.2 in the 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.

7. In such view of the matter, 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 A.C.J.M.-II, Sherghatti, Gaya in connection with Barachatti P.S. Case No. 239 of 2024, subject to the condition as laid down under Section 438 (2) of the Cr.P.C. and subject to the further condition that the petitioner shall cooperate in the investigation/trial.

8. Learned counsel for the opposite party no.2, under instruction, submits that the opposite party no.2 undertakes to provide her bank account details to the petitioner within a



period of two weeks from today. If the opposite party no.2 furnishes the bank account in which the amount can be transferred, and yet the petitioner fails to give the aforesaid amount on two consecutive dates to opposite party no.2, the opposite party no.2 would be at liberty to file cancellation of bail.

9. Accordingly, this application stands disposed of.

(Soni Shrivastava, J)

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