

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.28076 of 2025

Arising Out of PS. Case No.-2064 Year-2022 Thana- EAST CHAMPARAN COMPLAINT
District- East Champaran

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Rohit Pandey @ Rohit Raj S/O Bindeshwari Pandey R/o village- Dhokarha,
P.S.- Majhauwaliya, Dist.- West Champaran

... .. Petitioner/s

Versus

1. The State of Bihar
2. Shaili Kumari W/O Rohit Pandey, D/O Prem Tiwari At Present Add. R/O
Near Old NCC Office Station, Janpul Road, P.S.- Motihari Town, Dist.- East
Champaran.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s	:	Mr. Dhannjay Kumar II, Advocate
For the Opposite Party/s	:	Mrs. Gulnar Begum, A.P.P.
For the Informant	:	Mr. Sunil Kumar, No. III, Advocate

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

5 08-01-2026 Earlier, *vide* order dated 14.07.2025, the matter was referred to the Mediation and Conciliation Centre, Patna High Court, Patna, but as per the Mediator's Report (flag 'M'), the mediation has failed.

2. Heard learned counsel for the parties.

3. The petitioner apprehends arrest in a case registered for the offences punishable under Sections 498A/34 of the Indian Penal Code and Section 4 of the Dowry Prohibition Act.

4. As per prosecution case, marriage of complainant was solemnized with this petitioner in the year 2020. Thereafter, it is alleged that complainant was subjected to torture and



cruelty due to non-fulfillment of demand of dowry.

5. Learned counsel for the petitioner, while denying the allegations levelled against him, submits that petitioner, who is husband of the complainant, is ready to keep her with honour and safety. Besides this, petitioner is ready to give Rs. 3000/-per month to the complainant by way of temporary relief/solace, starting from this month, subject to any order passed in matrimonial, maintenance or connected proceedings.

6. In view of the aforesaid undertaking of learned counsel for the petitioner that petitioner is ready to give Rs. 3000/- per month to the complainant by way of temporary relief/solace, starting from this month, this anticipatory bail application is allowed.

7. Let the above-named petitioner, in the event of arrest/surrender within a period of eight weeks from today, be enlarged on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of Chief Judicial Magistrate, East Champaran, Motihari in connection with Tr. No. 2829 of 2023 arising out of Complaint Case No. 2064 of 2022, subject to the conditions laid down under Section 482(2) of the Bharatiya Nagarik Suraksha Sanhita as well as on the following conditions:-



‘(1) Complainant would file an affidavit before the court below and bring on record her savings bank account number for its communication to the petitioner.

(2) Petitioner would deposit the aforesaid maintenance amount per month in the savings bank account of the complainant.

(3) In case, the petitioner fails to deposit the maintenance amount for two consecutive months, the court below would be at liberty to cancel the bail-bond.

(4) The aforementioned payment will be subject to any order passed in matrimonial, maintenance or connected proceedings. The present order, in no way, will preclude the parties to resolve the issue otherwise.’

(Prabhat Kumar Singh, J)

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