

IN THE HIGH COURT OF JUDICATURE AT PATNA

CRIMINAL MISCELLANEOUS No.46475 of 2025

Arising Out of PS. Case No.-42 Year-2025 Thana- TURKAULIYA District- East Champaran

Rakesh Sah @ Laddu Sah @ Rakesh Kumar S/o- Chhabila Sah Village-
Turkauliya W.No- 7, P.S-Turkauliya, Dist- East Champaran Petitioner/s
Versus

1. The State of Bihar
2. Sapna Kumari W/o- Rakesh Kumar Village- Chhota Bariyarpur Ps-
Chhatauni Dist- East Champaran Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ashutosh Kumar

For the Opposite Party/s : Mr.Meena Singh

**CORAM: HONOURABLE MR. JUSTICE NAWNEET KUMAR
PANDEY**

ORAL ORDER

4 11-02-2026 Heard learned counsel for the petitioner as well as
learned APP for the State and the learned counsel for O.P. No. 2.

2. The petitioner apprehends his arrest in connection
with Turkaudiya P.S. Case No. 42 of 2025, registered for the
offences punishable under Sections 341, 323, 313, 498A/34 of the
Indian Penal Code read with Sections 3/4 of the Dowry Prohibition
Act.

3. It is a case of matrimonial dispute.

4. Vide order dated 26.11.2025, the matter was referred
to the Mediation Center. The report of the learned Mediator shows
that the matter could not be resolved between the parties and
therefore, the mediation failed.

5. The learned counsel for the petitioner has submitted
that the petitioner is innocent and has falsely been implicated in
this case. He has further submitted that the petitioner is ready to
pay the interim maintenance to the complainant but on query of



this Court, he expressed his inability to pay more than Rs. 3,000/- per month to the complainant as he is a labourer.

6. On the other hand, the learned counsel for O.P. No. 2 has opposed the prayer for bail.

7. Considering the above-mentioned facts and circumstances, especially the fact that the petitioner is ready to pay Rs. 3,000/- per month as interim maintenance to opposite party no. 2, let the petitioner, in the event of his arrest or surrender within four weeks before the learned court below, be released on anticipatory bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of learned CJM, Motihari, East Champaran in connection with Turkaudiya P.S. Case No. 42 of 2025, subject to the conditions as laid down under Section 438(2) Cr.P.C.

8. **The petitioner is directed to pay Rs. 3,000/- per month as interim maintenance to opposite party no. 2 (the complainant). The interim maintenance will be subject to any other order granted by any other Court of competent jurisdiction granting maintenance to Opposite Party No. 2 (the complainant).**

(Nawneet Kumar Pandey, J)

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