

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.84071 of 2025

Arising Out of PS. Case No.-658 Year-2023 Thana- NAWADAH COMPLAINT CASE
District- Nawada

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Bharat Tiwary @ Bharat Lal Tiwari @ Bhatt Bharal Lal Thivari S/O Mohan Lal Tiwari @ Mohan Tiwari R/O Village- Serthauya, P.S- Kadirganj, Distt.- Nalanda, at present R/O Bharat Singh Nagar, Hamid Basti, P.S- Sahpur Suraram, G.D. Metala Road, Sikandrabad, Telangana.

... .. Petitioner/s

Versus

1. The State of Bihar
2. Anshu Kumari W/O Bharat Tiwari R/O Village- Arjun Serthua, P.S- Khudaganj, Distt.- Nalanda, at present R/O Village- Mansagar, P.S- Kawakol (Rupau), Distt.- Nawada.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Muskan Singh, Advocate
For the State : Mr.Syed Mojibur Rahman, APP

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CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

4 18-06-2026 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner apprehends arrest in connection with Complaint Case No. 658 of 2023 instituted under Sections 498(A) of the Indian Penal Code and Sections 4 of the Dowry Prohibition Act.

3. At the very outset, learned counsel for the petitioner submits that the dispute between the parties has been resolved through Mediation and the parties are agreed to stay together with their children. The terms of settlement reads as under:



“1. That the both the parties are agreed upon to ready to live together as husband and wife.

2. That the petitioner is ready to keep her wife along with children with liabilities of her wife and children.

3. That the petitioner is ready to admit his child in school at Haiderabad when the session started.

4. That the petitioner is ready to give a mobile phone to his wife within 20 days from this agreement.

5. That Opposite Party No.2 is ready to pay respect to the family member of her sasaural and also to her husband.

6. That the petitioner will go to her sasaural at Nawada in the month of December, 2026 between 10th December to 25th December, 2026 for Bidai of wife and children.

7. That Opposite Party No.2 is agreed to withdraw the Complaint Case No.658 of 2023 pending before Learned Court below of Nawada District within four months from the date when the Opposite Party No.2 will go to her Sasaural. The Opposite Party No.2 will also withdraw the maintenance case pending before the Learned Court below under Nawada District within four months from the date she reached her Sasural.

8. That the petitioner is ready to give an amount of Rs.5,000/- (Rupees Five Thousand) from the month of July till December, 2026.

9. That the aforesaid contents of the agreement have been read over and explained into Hindi, which have fully been understood and accepted by the parties.”

4. In view of terms of settlement between the parties,
this application is allowed.

5. Accordingly, in the event of arrest or surrender



before the Court below within six weeks from today, the petitioner, above named, be released on bail upon furnishing bail bonds of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Nawada/ concerned Court below in connection with Complaint Case No. 658 of 2023, subject to the conditions laid down in Section 482 of the BNSS/ 438(2) of the Code of Criminal Procedure, 1973.

6. In case the terms of agreement are not abided by either of the party, then appropriate order shall be passed by the Court below.

7. It is, however, clarified that the observations made herein are limited to the adjudication of the present bail application and shall not prejudice the case of the petitioner at any subsequent stage of the trial and this Court has not express any opinion on the merits of the case.

(Sandeep Kumar, J)

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