

IN THE HIGH COURT OF JUDICATURE AT PATNA

CRIMINAL MISCELLANEOUS No.86188 of 2025

Arising Out of PS. Case No.-256 Year-2024 Thana- EAST CHAMPARAN COMPLAINT
District- East Champaran

Bindeshwari Kumar S/o Ramdev Pandit R/o Village- Hasanpur, P.S- Kundwa Chainpur, Dist- East Champaran.

... .. Petitioner/s

Versus

1. The State of Bihar
2. Seema Kumari W/o- Bimdeswari Kumar, age 20 years, R/O- vill- Hasanpur, PO PS- Kundwa Chainpur, Dist- East champaran D/o- Vinod Pandit, At prasent vill- Katkenwa, PO PS- Mahuawa, Dist- East Champaran.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Rajan, Adv.
For the Opposite Party/s : Mr. Rajesh Kumar, App.
For the Informant : Mr. Sanjay Kumar Tiwari, Adv.
: Mr. Ujjwal Kumar, Adv.

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA

ORAL ORDER

- 4 29-04-2026 1. Heard learned Counsel for the petitioner, learned Counsel for the informant-Opposite Party No. 2 and learned Additional Public Prosecutor for the State.
2. The petitioner apprehends his arrest in connection with Complaint Case No. 256-C of 2024, registered for the offences punishable under Sections 406, 489(A), 34 of the Indian Penal Code and Sections 3/4 of the Dowry Prohibition Act.
3. As per the prosecution case, the petitioner



allegedly demanded a motorcycle and Rs. 1,00,000/- as dowry and, upon non-fulfillment, subjected the complainant to cruelty and assault. Despite an initial assurance and reconciliation, the harassment resumed, leading to the complainant being dispossessed of her belongings and forcibly ousted from her matrimonial home. She was abandoned near a village, and the petitioner subsequently refused to take her back unless the dowry demand was met.

4. Learned Counsel for the petitioner submits that the petitioner has not committed any offence in the manner alleged and he has falsely been implicated in this case. However, without prejudice to the right and contention of the petitioner, and in order to maintain harmony in the family, the petitioner is ready and willing to pay a sum of Rs. 3,000/- per month to the Opposite Party No. 2 as living cost, subject to the final outcome of the present case as well as the matrimonial case pending between the parties.

5. Learned Counsel for the complainant-Opposite Party No. 2 submits that the O.P. No. 2 is at the verge of starvation and accepts the offer so made by learned Counsel for the petitioner and submits that the petitioner may be directed to deposit the said amount of Rs. 3,000/- per month in the bank



account of the complainant-Opposite Party No. 2, details of which shall be furnished by learned Counsel for the Opposite Party No. 2 to learned Counsel for the petitioner within ten days from today.

6. After having heard learned Counsel for the parties and taking into consideration the materials on record and the fact that the offer made by learned Counsel for the petitioner has been accepted by learned Counsel for the Opposite Party No. 2, I am inclined to grant the petitioner privilege of anticipatory bail.

7. This application is, accordingly, allowed.

8. Let the petitioner, above named, in the event of his arrest/surrender before the learned Court below within a period of six weeks from today, be released on bail, upon furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate, 1st Class, Raxaul at Motihari, East Champaran, in connection with Complaint Case No. 256-C of 2024.

9. This is subject to the condition that the petitioner shall deposit a sum of Rs. 3,000/- per month in the bank account of Opposite Party No. 2 positively, starting from 11th April,



2026.

(Anil Kumar Sinha, J)

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