

offences under Section 498A, 120B, 323, 324 IPC read with Section 3/4 Dowry Prohibition Act.

Being the non-cognizable offence, the appellant approached the Court by filing application seeking pre-arrest bail. The High Court granted pre-arrest bail on the premise that the appellant shall resume the conjugal life as stated in para 8 of the of the bail application. But the ground realities are once the parties are into matrimonial discord and instituting *inter se* proceedings to restore conjugal rights, is otherwise not possible.

At this point of time, the High Court exercised its powers under Section 482 Cr. P.C. and passed the order directing the appellant to submit a Demand Draft of Rs. 10 Lakhs as ad-interim victim compensation, as revealed from the order dated 04/05-03-2021 to permit the appellant to avail the benefit of pre-arrest bail.

After we have heard counsel for the parties, we find no reasonable justification for the High Court to call upon the appellant to submit a demand draft of Rs.10 lakhs in availing the benefit of pre-arrest bail.

Consequently, the appeal stands allowed and the order passed by the High Court dated 04/05-03/2022 directing the appellant to deposit a Demand Draft of Rs. 10 Lakhs is hereby set aside.

Pending interlocutory application(s), if any,
is/are disposed of.

.....J.
[AJAY RASTOGI]

.....J.
[C.T. RAVIKUMAR]

New Delhi;
OCTOBER 18, 2022.

ITEM NO.14

COURT NO.6

SECTION II-A

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Petition for Special Leave to Appeal (Cr1.) No. 1771 of 2022

(Arising out of impugned final judgment and order dated 05.03.2021 in CRMP No. 2315 of 2020 passed by the High Court of Jharkhand at Ranchi)

RAVIKANT SRIVASTAVA @ RAVI KANT SHRIVASTAVA Appellant(s)

VERSUS

THE STATE OF JHARKHAND & ANR. Respondent(s)
(IA No. 27658/2022 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT) (IA No. 27660/2022 - EXEMPTION FROM FILING O.T.)

Date : 18-10-2022 This matter was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE AJAY RASTOGI
HON'BLE MR. JUSTICE C.T. RAVIKUMAR

For Petitioner(s) Mr. Vishal, Adv.
Mr. Rajiv Ranjan Dwivedi, AOR
Mr. Prakash Chaudhary, Adv.

For Respondent(s) Mr. Vishnu Sharma, Adv.
Ms. Madhusmita Bora, AOR
Mr. Pawan Kishore Singh, Adv.
Ms. Anupama Sharma, Adv.

Mr. Arvind Gupta, AOR
Mr. Mohit Bidhuri, Adv.
Mr. Utkarsh Sahu, Adv.

UPON hearing the counsel the Court made the following
O R D E R

Leave granted.

The appeal is allowed in terms of the signed order.

Pending interlocutory application(s), if any, is/are disposed of.

(JAYANT KUMAR ARORA)
ASTT. REGISTRAR-cum-PS

(MATHEW ABRAHAM)
COURT MASTER

(Signed order is placed on the file)