

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.23756 of 2015

Arising Out of PS.Case No. -1146 Year- 2014 Thana -BHABHU(KAIMUR) COMPLAIN C
District- BHABHUA (KAIMUR)

Md. Sajid Khan @ Sajid Khan Son of Meraj Khan resident of Village
Dewaitha, Police Station- Zamaniya, District- Gazipur(U.P)

.... Petitioner/s

Versus

1. The State of Bihar
2. Sana Khatun W/o Sajid khan,d/o Nausad khan, At present resident of
Bhabua Ward No. 22, Police Station- Bhabhua, District Kaimur
(Bhabhua)

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Dharmesh Kumar Shrivastava

For the Opposite Party/s : Mr. Rina Sinha(App)

CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH

ORAL ORDER

03/ 21-09-2015

Heard learned counsels for the petitioner and the
State.

The petitioner being the husband of the
complainant is apprehending his arrest in a complaint case
wherein processes have been directed to be issued after
cognizance being taken for the offences punishable under
Section 498A of the Indian Penal Code.

The basic accusation is of torture.



Learned counsel for the petitioner submits that the petitioner admits his marriage with the complainant and is ready to keep the complainant as wife with full dignity and honour. Statement to that effect has been made in paragraph 9 of the petition, which reads as follows:- **“That the petitioner is still ready to keep the complainant with full dignity and honour.”**

Counsel for the complainant submits that due to past conduct of the petitioner the complainant refused to accept the offer of the petitioner.

Hence, on joint prayer of the parties the matter was referred to the Mediation Centre of the State Legal Services Authority. The report of the Mediator dated 06.08.2015 at Flag ‘X’ reflects that both have resolved the issue and both are residing together.

Considering present stand of the parties, let the above named petitioner be released on anticipatory bail in the event of his arrest or surrender before the learned court below within a period of twelve weeks from today, on furnishing bail bond of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned Sub-divisional Judicial Magistrate, Kaimur at Bhabhua in connection with

Complaint Case No. 1146 of 2014, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

Let the report of the Mediator along with terms of agreement be transmitted to the learned court below.



(Dinesh Kumar Singh, J.)

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