

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.23916 of 2017

Arising Out of PS.Case No. -36 Year- 2016 Thana -KASHICHAK District- NAWADA

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1. Satyendra Pd @ Satyendra Kumar, S/o Mahendra Prasad @ Maedra
Mahto, R/o Vill- Vijay Nagar, P.S.- Kadirganj, Distt- Nawada.

.... Petitioner

Versus

1. The State of Bihar.

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Amresh Kumar Sinha

For the Opposite Party/s : Mr. S. Ehteshamuddin

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

4 09-11-2017 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner is apprehending his arrest in a case
instituted under Sections 341, 323, 498(A), 494, 379/34 of the
Indian Penal Code.

The allegation against the petitioner is of committing
torture upon the victim due to non-fulfillment of the demand of
dowry.

Notice was issued upon the O.P. No.2 vide order dated
01.07.2017 but today when the matter is taken up, none appears on
behalf of the O.P.No.2.

Vide order dated, 06.09.2017, the matter was referred
to the Mediation and Conciliation Centre, Patna High Court, Patna
but the report of the mediator indicates that the matter has been
settled between the parties.



It has been submitted on behalf of the petitioner that the petitioner has got no criminal antecedent. There is no allegation of tampering of witnesses alleged against the petitioner. The petitioner has falsely been implicated in the present case. The case is triable by the Magistrate. Due to petty family dispute, the present case has been instituted against the petitioner. The petitioner has further relied upon the judgment of this court, in the case of ***Md. Naimul Haque Ansari Vs. The State of Bihar, reported in 2006(3) PLJR 182.***

On behalf of the State, it has been submitted that the petitioner is named in the F.I.R.

Considering the aforesaid facts and circumstances, let the petitioner above named be released on anticipatory bail in the event of his arrest or surrender before the learned court below within a period of six weeks from today in connection with Kashichak P.S. Case No. 36 of 2016, on furnishing bail bond of Rs. 10,000/-(Ten Thousand) with two sureties of the like amount each to the satisfaction of Sri Rajesh Kumar, J.M. 1st Class, Nawada, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

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