

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.940 of 2017

Arising Out of PS.Case No. -785 Year- 2015 Thana -PATNA COMPLAINT CASE District-
PATNA

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Devanand Prasad @ Munna, s/o Chandradev Prasad, resident of Village-
Prahanda, P.O.- Ilra, P.S.- Cherki, Bodh Gaya, District- Gaya.

.... Petitioner/s

Versus

1. The State of Bihar.
2. Chitra Arya, W/o Devanand Prasad @ Munna, D/o Narendra Kumar, R/o
Neura Colony, Q.No. 482 (A.B.), P.O.+P.S.- Khagaul, District- Patna.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Shiva Shankar Sharma, Advocate.
For the Opposite Party/s : Mrs. Dr. Indihar Kumari, A.P.P.
For the O.P. : B.N. Gupta, Advocate.

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CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR
MISHRA
ORAL ORDER

5 03-07-2017 Heard learned counsel for the petitioner and the

learned A.P.P. for the State.

The petitioner apprehends his arrest in connection
with Complainant Case No. 785(C) of 2015 registered under
Sections 498 and 323 of the Indian Penal Code and Section 3/4 of
the Dowry Prohibition Act, pending in the court of Judicial
Magistrate Ist Class, Danapur, Patna.

The accusation is of torturing the complainant-
opposite party no. 2 by her husband and in-laws due to non-
fulfillment of demand of dowry and driving out from her
matrimonial house and also to performing re-marriage with



another lady.

Learned counsel for the petitioner submits that while the matter was referred to the Mediation Centre, Patna High Court, Patna, but the dispute between the petitioner and the complainant-opposite party no.2, who are the husband and wife, could not be settled due to performing re-marriage by the petitioner with another lady.

Having considered the facts and circumstances of the case and the nature of allegation against the petitioner, I am not inclined to grant anticipatory bail to the petitioner. Accordingly, his prayer for grant of anticipatory bail stands rejected. The petitioner is directed to surrender before the trial court within four weeks and pray for regular bail, which would be considered by the trial court in accordance with law without being prejudiced by the order of this Court.

(Rajendra Kumar Mishra, J)

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