

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.9778 of 2017

Arising Out of PS.Case No. -159 Year- 2016 Thana -MAHILA P.S. District- BHOJPUR

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Rajesh Kumar Roy @ Rajesh Roy son of Rajendra Roy Resident of
Village/Mohalla - Samahariya, P.S.- Agnour, District - Arwal.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Amit Kumar

For the Opposite Party/s : Mr. Dr. Kumar Uday Pratap

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CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA
ORAL ORDER

3 11-07-2017 Heard learned Counsel for the petitioner and learned
Additional Public Prosecutor for the State.

This application, for grant of anticipatory bail, arises
out of Bhojpur Mahila Police Station Case No. 159 of 2016,
disclosing offences under Sections 379, 498A, 406 and 34 of the
Indian Penal Code.

Learned counsel for the petitioner has submitted that
the petitioner who is of clean antecedent is innocent and has not
committed any offence. In fact, the petitioner happens to be the
husband of the complainant and he has never demanded any
dowry nor he has assaulted the complainant. Earlier the matter
was referred to the Mediation Centre for settlement of dispute
but the medication proceeding could not be succeeded. Hence,



the petitioner deserves the privilege of anticipatory bail.

Learned counsel for the opposite party has opposed the prayer for bail and submitted that admittedly the matter was referred to the Mediation Centre and the mediation could not be succeeded due to non appearance of the petitioner, which is evident from mediation report. The petitioner does not want to kept the complainant as wife.

Considering the facts and circumstances of the case, this Court is not inclined to grant the privilege of anticipatory bail to the petitioner. Accordingly, the prayer for anticipatory bail to the petitioner is rejected.

(Arvind Srivastava, J)

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