

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.32621 of 2017

Arising Out of PS.Case No. -130 Year- 2016 Thana -DHANSORI District- BUXAR

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Bipin Kumar @ Bipin Kumar Singh, son of Ram Suresh Singh, resident of
Village- Kedar Chewri, P.O.+P.S.- Dawath, District- Rohtas.

.... Petitioner

Versus

1. The State of Bihar.
2. Phool Kumari Devi, D/O Parmeshwar Singh, R/V- Kharwania, P.S.
Dhansoi District-Buxar..... Opposite Parties

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Appearance :

For the Petitioner : Mr. Nil Kamal, Advocate.
For the State : Mr. Ganesh Prasad Singh, Advocate.
For the O.P. No. 2 : Mr. Anil Kumar Roy, Advocate.

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

6 14-12-2017 Heard learned counsel for the petitioner, learned
A.P.P. for the State and learned counsel for the opposite party no.
2.

The petitioner is apprehending his arrest in a case for
the offence registered under Sections 498(A) and 3/4 of the D.P.
Act.

The prosecution story, in brief, is that the accused
persons including the petitioner tortured the victim due to non-
fulfillment of demand of dowry.

Vide order dated 30.10.2017, the matter was referred
to the Mediation & Conciliation Centre, Patna High Court, Patna.
As per the report of the Mediator, opposite party no. 2 with her
counsel had appeared but petitioner had not appeared before the
Mediator. Hence, the mediation has failed.



It has been submitted by learned counsel for the petitioner that the petitioner has falsely been implicated in the present case due to petty family dispute. There is no allegation of tampering with the witnesses alleged against the petitioner. The case is triable by the Magistrate. The petitioner has further relied upon the judgment of this Court in the case of Md. Naimul Haque Ansari @ Naimul Haque Ansari & Ors. Vs. The State of Bihar, reported in 2006(3) PLJR 182.

On behalf of the learned counsels for the State and opposite party no. 2, it has been submitted that the petitioner is named in the F.I.R/ complaint case.

Considering the aforesaid facts and circumstances, let the petitioner above named, in the event of arrest or surrender before the learned court below within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs.10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned C.J.M. Buxar, in connection with Dhansoi P.S. Case No. 130 of 2016, csubject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

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(Sudhir Singh, J)