

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.26670 of 2017

Arising Out of PS.Case No. -1819 Year- 2015 Thana -COMPLAINT CASE District- BANKA

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Santosh Goswami, Son of Anirudh Goswami, Resident of Village-
Sakrama, P.S.- Sanhaura, District- Bhagalpur (Bihar).

.... Petitioner

Versus

1. The State of Bihar
2. Kawita Devi, Wife of Santosh Goswami, Son of Anirudh Goswami,
Resident of Village- Sakrama, P.S.- Sanhaura, District- Bhagalpur
(Bihar).

.... Opposite Parties

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Appearance :

For the Petitioner : Mr. Ranjan Kumar Jha, Advocate.
For the State : Smt. Pushpa Sinha, A.P.P.
For the O.P. No. 2 : Mr. Ajay Mukherjee, Advocate.

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

4 12-12-2017 Heard learned counsel for the petitioner, learned
counsel for opposite party no. 2 and learned counsel for the State.

The petitioner is apprehending his arrest in a case for
the offence registered under Sections 498(A), 379 of the IPC and
¾ of the D.P. Act but cognizance has been taken under Sections
498(A), 323 of the IPC and 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 11.09.2017, the matter was referred
to the Mediation Centre, Patna High Court, Patna. As per the



report of the Mediator, the disputed has been settled between the parties.

The following are the terms and conditions of the Memorandum of Agreement:-

“Patna High Court Mediation Centre
Memorandum of Agreement
Mediation Proceeding No. 861 of 2017
(Arising out of Cr. Misc. No. 26670 of 2017)

An agreement made on 05.12.2017 at the High Court Patna Mediation Centre, between.

Santosh Goswami, Son of Anirudh Goswami, resident of Village-Sakarma, P.S. Sanhaura, District-Bhagalpur..... **(First Party)**
And

Kawita Devi, W/O Santosh Goswami, Son of Anirudh Goswami, resident of Village-Sakarma, P.S. Sanhaura, District-Bhagalpur.....
..... **(Second Party).**

1. Petitioner and the opposite party no. 2 both are present with their respective counsels.
2. The parties have resolved their dispute by restoring their conjugal life as both have agreed to live together.
3. After this resolution of disputes, parties have agreed to withdraw all the cases filed against each other before the courts concerned.

On the above terms the disputes between the parties stands resolved and as such this mediation succeeds.

Sd/-(Santosh Goswami)
(Santosh Goswami)
Signature of the petitioner
Date-5.12.2017

Signature of the petitioner
Advocate, A.O.R. No.
Date 05.12.2017

L.T.I./- (Kawita Devi)
(Kawita Devi)
Signature of the opposite party
No. 2
Date 5.12.2017.

Sd/-Ajay Mukherjee, Advocate
and Ganesh Sharma, Advocate.
Signature of the Opposite



Party No. 2, Advocate
A.O.R. No. 02528.
Date 5.12.2017.”

Considering the fact that the parties have settled the dispute, 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 S.D.J.M. Banka, in connection with Complaint Case No. 1819 dated 26.10.2015, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

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(Sudhir Singh, J)

