

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.51798 of 2017

Arising Out of PS. Case No.-171 Year-2016 Thana- GAYA COMPLAINT CASE District-
Gaya

=====

Babloo Manjhi @ Babloo Kumar S/o Late Arjun Manjhi, R/o Village-
Wakilganj, P.S.- Dobhi, in the District of Gaya.

... .. Petitioner/s

Versus

1. The State of Bihar.
2. Sunoina Kumari W/o Babloo Manjhi @ Babloo Kumar D/o Tapeswar
Manjhi, R/o Karma, P.S.- Dobhi in the District of Gaya.

... .. Opposite Party/s

=====

Appearance :

For the Petitioner	:	Mr. Braj Nandan Kumar Tiwary, Adv.
For the State	:	Smt. Madhuri Lata, APP
For opposite party No.2	:	Mr. Ujjawal Kumar Singh, Adv. Mr. Jitendra Narain Sinha, Adv.

=====

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

3 18-12-2018 Heard learned counsel for the petitioner, learned APP
for the State and learned counsel for the opposite party No.2.

The petitioner is apprehending his arrest in a case
registered under Section 498A/34 of the Indian Penal Code and
4 of Dowry Prohibition Act.

Allegation against the petitioner is of committing torture
upon the victim due to non-fulfilment of demand of dowry.

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 due to
petty family dispute. The case is triable by the Magistrate. The



petitioner has 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 State and learned counsel for the opposite party No.2, it is submitted that the petitioner is named in the complaint case.

Considering the aforesaid facts and circumstances, let the petitioner, above named, in the event of arrest/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 learned S.D.J.M., Gaya in connection with Complaint case No.171 of 2016, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

If so advised, either of the parties will be at liberty to make an application before the Court below for referring the matter to the District Mediation Centre for the purpose of reconciliation or one time settlement.

Narendra/-

(Sudhir Singh, J)

U		T	
---	--	---	--

