

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.41882 of 2018

Arising Out of PS.Case No. -33 Year- 2018 Thana -NAWAKOTHI District- BEGUSARAI

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1. Shiv Shankar Singh @ Tulsi Das son of Late Balam Singh
2. Anita Devi wife of Shiv Shankar Singh @ Tulsi Das Both resident of
Village- Ward No. 17 Chhatauna, P.S.- Nawkothi, District- Begusarai.

.... Petitioners

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioners : Mr. Chandan Kumar Kashyap

For the Opposite Party/s : Smt. Veena Rani Prasadd.

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 18-07-2018 Heard learned counsel for the petitioners, O.P. No. 2 and
learned APP for the State.

The petitioners are apprehending their arrest in a case
registered under Sections 498A/34 of the Indian Penal Code and 3/4
of Dowry Prohibition Act.

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

It has been submitted on behalf of the petitioners that the
petitioners have got no criminal antecedent. There is no allegation
of tampering of witnesses alleged against the petitioners. The
petitioners have falsely been implicated in the present case due to
petty family dispute. The case is triable by the Magistrate. The
petitioners have 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 O.P.No. 2, it is submitted that the
petitioners are named in the Complaint Case/F.I.R.

Considering the aforesaid facts and circumstances,
let the petitioners, 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) each with two sureties of the like
amount each to the satisfaction of Shri Raghubir Prasad, learned
J.M.-Ist Class, Begusarai in connection with Nawkothe P.S. Case
No. 33 of 2018, 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.

(Sudhir Singh, J)

A.K.V./-

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