

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.54673 of 2016

Arising Out of PS.Case No. -550 Year- 2015 Thana -EAST CHAMPARAN COMPLAINT District-
EASTCHAMPARAN(MOTIHARI)

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Muni Lal Das, S/O Nageshwar Das, R/V- Raghunathpur Katharia, P.S.
Kesaria, District-East Champaran.

.... Petitioner

Versus

1. The State of Bihar.
2. Lalita Devi, W/O Muni Lal Das, D/O Late Mahendra Das, R/V-
Raghunathpur Katharia, P.S. Kesarai, District-East Champaran. At
present-R/V- Fulwaria, P.S. Chakia, District-East Champaran.

.... Opposite Parties

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Appearance :

For the Petitioner : Mr. Karandeep Kumar, Advocate.
For the State : Mr. Kumar Virendra Narayan, A.P.P.
For the O.P. No. 2 : M/S. Binay Kumar and Vibhakar Kumar,
Advocates.

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

11 05-02-2018 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 323/34 of the
IPC.

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 28.08.2017, the matter was referred
to the Mediation and Conciliation Centre, Motihari, East
Champaran. As per the report of the Mediator, both parties had not



appeared before the Mediator, District Mediation Conciliation Centre, Motihari, East Champaran.

It has been submitted by learned counsel for the petitioner that the petitioner has got no criminal antecedent. There is no allegation of tampering with the 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 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 A.C.J.M. East Champaran at Motihari, in connection with Complaint Case No. C-550 of 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)

