

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.36950 of 2018

Arising Out of PS. Case No.-245 Year-2018 Thana- MASAUHRI District- Patna

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Krishna Kumar Singh @ Krishna Kumar, Son of Shri Binod Prasad Singh, Resident of Village- Kamalpura Near Pothahi Railway Station, Police station- Punpun, District- Patna, at present residing at Mohalla- Masaurhi Taregna Gola Kali Mandir Near Bari Mill, Police Station- Masaurhi, District- Patna.

... .. Petitioner/s

Versus

1. The State of Bihar.
2. Anjali Kumari, Wife of Krishna Kumar @ Krishna Kumar Singh, daughter of Shri Yogendra Prasad Singh, Resident of Village- Jalalpur near United Bank of India, Police Station- Rupaspur, District- Patna.

... .. Opposite Party/s

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Appearance :

For the Petitioner	:	Mr. Hari Mohan Tripathi, Advocate
For the State	:	Mr. Rana Randhir Singh, APP
For opposite party No.2	:	Mr. Manoj Kumar Singh, Advocate

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

- 3 09-07-2018 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 Sections 498A, 341, 323, 504, 506/34 of the Indian Penal Code and ³/₄ 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/F.I.R.

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 Shri B.N. Tripathi, learned Judicial Magistrate, 1st class, Masaurhi in connection with Masaurhi P.S. case No.245 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)

Narendra/-

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