

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.11927 of 2018

Arising Out of PS.Case No. -733 Year- 2016 Thana -PATNA COMPLAINT CASE District-
PATNA

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Chandan Kumar Tiwary, Son of Mirtunjay Tiwary, Resident of Village-
Tiwary Tola, Ahiapur Maner, Police Station- Maner, District- Patna.

.... Petitioner

Versus

1. The State of Bihar.
2. Priti Devi, Wife of Chandan Kumar Tiwary, daughter of Ravikant Sharma, R/o Parari, P.S.- Bihta, District- Patna.

.... Opposite Parties

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Appearance :

For the Petitioner : Mr. Arun, Advocate.
For the State : Mr. Ram Anurag Singh, A.P.P.
For the O.P. No. 2 : Mr. Bipin Kumar, Advocate.

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

4 25-04-2018 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 Section 498(A) of the IPC.

The prosecution story, in brief, is that the accused
persons including the petitioner tortured the victim due to non-
fulfilment of demand of dowry.

By order dated 05.03.2018, an opportunity was given
to the petitioner and the opposite party no. 2 for making one time
settlement.



It has been submitted by learned counsels for the parties that one time settlement could not be made between the parties.

It has been submitted by learned counsel for the petitioner that the petitioner has falsely been implicated in the present case due to petty family dispute. There is no allegation of tampering with the witnesses alleged against the petitioner.

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. He is husband of the opposite party no. 2. There is specific allegation against him. On earlier occasion also, the opposite party no. 2 was put to torture and regarding the same, Maner P.S. Case No. 520 of 2014 was instituted by opposite party no. 2 against the petitioner.

Considering the submissions made on behalf of the parties, I am not inclined to grant anticipatory bail to the petitioner. The same is rejected in connection with Complaint Case No. 733C/2016, pending in the court of learned S.D.J.M. Danapur, Patna.

Anyhow, if the petitioner surrenders in the court below within a period of six weeks from today and prays for regular bail, the same shall be considered by the learned court



below on its own merit without being prejudiced by this order of
the Court.

U.K./-

(Sudhir Singh, J)

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