IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.51627 of 2018

Arising Out of PS.Case No. -77 Year- 2016 Thana -GAYA COMPLAINT CASE District- GAYA

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1. Md. Prawez Ansari @ Md. Perwesh Ansari Son of late Md. Leyaquat Resident of Village- Jalalpur, P.S. Tetua (Atri), District- Gaya.

.... Petitioner/s

Versus

1. The State of Bihar.
2. Rokhsana Khatoon Wife of Md. Prawez Ansari@ Perwesh Ansari, Daughter of Md. Ilyas Ansari Resident of Village- Badahpur, P.S. Muffasil, District- Gaya.

.... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr. Sheikh Arkan Ahmad
For the Opposite Party/s : Mr. Sri Jagdhar Prasad

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 25-09-2018 Heard learned counsel for the petitioner and learned APP for the State.

The petitioner is apprehending his arrest in a case registered under Section 498A 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-fulfillment 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

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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, 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 learned Sub Divisional Judicial Magistrate, Gaya in connection with Complaint Case No. 77 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.

(Sudhir Singh, J)

A.K.V./-

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