

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.41788 of 2018

Arising Out of PS.Case No. -88 Year- 2016 Thana -MAHILA P.S. District- SAHARSA

=====

Laxman Jha, S/o Late Sury Narayan Jha, R/o Mohalla- Batraha, Ward
No.23, P.S.- Saharsa, District- Saharsa.

.... Petitioner

Versus

The State of Bihar.

.... Opposite Party

=====

Appearance :

For the Petitioner : Mr. Ajit Kumar

For the Opposite Party : Smt Renu Kumari

=====

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 18-07-2018 Heard learned counsel for the petitioner, Opposite party No.
2 and learned APP for the State.

The petitioner is apprehending his arrest in a case registered
under Sections 498A, 323, 494/34 of the Indian Penal Code.

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 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 informant is in habit of
instituting cases for similar nature of offence against the petitioner
and his family members. 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 O.P. 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 learned Judicial Magistrate-Ist Class, Saharsa in connection with Saharsa Mahila P.S. Case No. 88 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./-

U		T	
---	--	---	--

