

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.11778 of 2019

Arising Out of PS. Case No.-91 Year-2018 Thana- MAHILA P.S. District- Madhubani

Amresh Das S/o Dev Narayan Das @ Debu Das, resident of village-Bhawanipur, P.S. Sakri, District-Madhubani.

... .. Petitioner/s

Versus

1. The State of Bihar
2. Rinku Devi, wife of Amresh Das, Daughter of Brihaspati Das, presently residing at village-Gandhwari, P.S. Sakri, District-Madhubani.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Shailendra Kumar Jha
For the Opposite Party/s : Mrs. Nirmala Kumari

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 26-02-2019 Heard learned counsel for the petitioner, O.P. No. 2
and learned APP for the State.

The petitioner is apprehending his arrest in a case registered under Sections 341, 323, 498(A), 379, 494/34 of the Indian Penal Code and $\frac{3}{4}$ 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 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 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 Sub Divisional
Judicial Magistrate/concerned court, Madhubani in connection
with Madhubani Mahila P.S. Case No. 91 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)

A.K.V.//-

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

