

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.15352 of 2019

Arising Out of PS. Case No.-418 Year-2016 Thana- SITAMARHI COMPLAINT CASE
District- Sitamarhi

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SANTOSH MANDAL Son of Ramjatan Mandal R/o village- Sursand, P.S-
Sursand, District- Sitamarhi

... .. Petitioner/s

Versus

1. The State of Bihar
2. Lalita Devi Wife of Santosh Mandal, D/o Amiri Mandal At present resident
of village- Kuama, P.S- Sursand, District- Sitamarhi

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Surendra Kishore Thakur

For the Opposite Party/s : Mr.Ashok Kumar

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

5 21-08-2019 Petitioner seeks bail in anticipation of his arrest in

connection with Complaint Case No. C1-418 of 2016 in which

cognizance has been taken under Section 498A of the Indian

Penal Code.

On appearance of opposite party No.2 the matter was
referred to the Patna High Court Mediation and Conciliation
Centre and the report of Mediator at Flag 'Q' disclosed that
mediation failed.

Submission of learned counsel for the petitioner is
that he was ready for one time settlement but dispute arose with
respect to amount of settlement as petitioner was ready to pay
Rs.50,000/-, whereas opposite party No.2 was demanding



Rs.1.5 lac for one time settlement.

Heard learned APP and learned counsel for opposite party No.2 and after some argument both learned counsel for the petitioner and learned counsel for opposite party No.2 agreed for one time settlement for which petitioner to pay Rs.1.25 lac in five instalments to opposite party No.2.

In view of above facts and circumstances, let petitioner surrender by 9.9.2019 along with a Bank Draft of Rs.25,000/- payable in favour of opposite party No.2 and on deposit of such amount petitioner shall be released on provisional bail for a period of four months by the court below itself and during that period petitioner shall pay the remaining amount in four equal instalments of Rs.25,000/- each in the second week of every succeeding months. Once the total amount is deposited, the court below shall confirm bail bonds of the petitioner. It is made clear that on failure to deposit any of the instalments learned court below is at liberty to cancel the bail bonds of the petitioner. It is further made clear that the amount so deposited will be released in favour of opposite party No.2.

Further it is expected that both the parties have to abide by the outcome of the case and opposite party No.2 shall



withdraw the case and further both the parties shall take steps
for any mutual settlement of their marital relationship.

With the above observation, this application is
disposed of.

(Vinod Kumar Sinha, J)

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