

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.22781 of 2019

Arising Out of PS. Case No.-442 Year-2018 Thana- PATNA COMPLAINT CASE District-
Patna

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JYOTI SHARMA @ RAJ KUMAR SHARMA Son of Late Janardan Sharma
Resident of Village- Kulhariya, P.S.- Koilwar, District- Bhojpur (Ara).

... .. Petitioner/s

Versus

1. The State of Bihar Bihar
2. Ashok Kumar Sharma Son of Late Ram Khelawan Sharma Resident of
Mohalla- Luxmi Villa Apartment 205 (C) Mahesh Nagar, P.S.- Patliputra,
District- Patna.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Rahul Nath

For the Opposite Party/s : Mr.Ramchandra Singh

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

9 17-10-2019 Heard learned counsel for the parties.

Petitioner is apprehending his arrest in connection with
Complaint Case No.442© of 2018 , registered for offences
punishable under Section 498(A) of the Indian Penal Code.

Allegation against the petitioner, who happens to be
husband of the daughter of the complainant is of demand of
dowry and torture.

Submission of the learned counsel for the petitioner is
that he is ready to keep her with dignity and care and on that
notice was issued to the O.P.no.2 (complainant) who is father of
the wife of the petitioner. They have appeared and the matter
has been referred to the Meditation Centre also but the
mediator report discloses that the mediation failed .

Nobody appears on behalf O.P.no.2. Learned APP is



present.

It further appears from order dated 26.8.2019 that on two dates the daughter of the complainant did not appear before the mediator and the matter was again referred to the Mediation Centre but again the mediation failed.

Heard learned A.P.P. also.

Having heard both sides and in view of the facts and circumstances, as stated above, let the petitioner, above named, in the event of arrest or surrender before the learned court below, be released on bail on furnishing bail bond of Rs.25,000/- (Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of the learned SDJM, Patna in connection with Complaint Case No442 © of 2018, subject to conditions as laid down under Section 438 (2) of the Code of Criminal Procedure with condition that if the daughter of the O.P.no.2 appears and wants to reside with the petitioner, he has to keep her with dignity and care.

With the above direction, this application is allowed.

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(Vinod Kumar Sinha, J)

