

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.39468 of 2019

Arising Out of PS. Case No.-658 Year-2018 Thana- PATNA COMPLAINT CASE District-
Patna

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SIDHARTH KUMAR Son of Bipin Singh @ Bipin Kumar Singh Resident of
Village - Jagatpura, P.O.- Vikkipapand, Khargpur, Haweli, P.S.- Katariya,
Bamabar, Dist.- Munger.

... .. Petitioner/s

Versus

1. THE STATE OF BIHAR Bihar
2. Pooja Kumar D/o Ramashankar Singh Resident of Village - and P.O. -
Kargan, P.S.- Athamalgola, dist.- Patna.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Kaushal Kishor
For the Opposite Party/s : Mr.Dr. Kumar Uday Pratap

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

5 27-11-2019 Heard learned counsel for the parties.

Petitioner is apprehending his arrest in connection with
Complaint Case No.658 of 2018 , registered for offences
punishable under Sections 498(A) and 323 of the Indian Penal
Code and Sections 3 of the D.P.Act.

As per the complaint case, petitioner happens to be
husband of the complainant and there is allegation against him
that he has demanded dowry of Rs.10 lac and for that assaulted
and tortured her.

It appears that on appearance of the O.P.no.2 the matter
was referred to the Mediation Centre of the High Court,



however, from the report at flag 'A', it appears that the mediation failed.

Submission of the learned counsel for the petitioner is that all the allegations are general and omnibus in nature and also false and concocted . Her statement discloses that the petitioner has not assaulted her . Petitioner is still ready to keep her with dignity and care and for that the matter was sent to the Mediation but she is not ready to reside with the petitioner.

Heard learned A.P.P. and the learned counsel for the O.P.no.2. learned counsel for the O.P.no.2. has submitted that she is not ready to reside with the petitioner as she was subjected to cruelty but she is ready for one time settlement..

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, Barh, District Patna in connection with Complaint case No.658 of 2018 subject to conditions as laid down under Section 438 (2) of the Code of Criminal Procedure with further condition that if



any appropriate case is filed either for maintenance case or any other reliefs, he has to co-operate in the disposal of the same.

With the above direction, this application is allowed.

(Vinod Kumar Sinha, J)

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