

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.65613 of 2018

Arising Out of PS. Case No.-97 Year-2018 Thana- MADHEPURA COMPALINT CASE
District- Madhepura

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Sunil Kumar @ Sunil Kumar Yadav, Son of Bharat Yadav, Resident of Village- Bishanpur Koralhi, Police Station- Kumarkhand (Belari O.P.), District- Madhepura.

... .. Petitioner/s

Versus

1. The State of Bihar
2. Amrita Kumari, Wife of Sunil Kumar, Resident of Korlahi, Ward No. 8, Police Station- Kumarkhand O.P Belari, District- Madhepura, Presently residing house of Late Deo Narayan Yadav, Resident of Kohwara, Police Station- Kumarkhand Belari O.P., District- Madhepura.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Uday Chand Prasad
For the Opposite Party/s : Mr.Sri Rajballabh Singh

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CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR MISHRA

ORAL ORDER

5 20-06-2019 Heard learned counsel for the petitioner, learned counsel for the opposite party no.2 and the learned A.P.P. for the State.

The petitioner apprehends his arrest in connection with Complaint Case No. 97 of 2018 registered under Section 498A of the Indian Penal Code and Section 4 of the D.P. Act.

Learned counsel for the petitioner submits that on the joint prayer of learned counsel for the petitioner and the opposite party no. 2, the matter was referred to Mediation and Conciliation Centre, Patna High Court, Patna, for settlement of dispute in between both parties, where both parties appeared and settled their dispute in terms of Memorandum of Agreement which is attached with the



Mediator's Report dated 22.05.2019., in which, Rs.1,11,000/- is to be paid by the petitioner to the complainant, out of which, Rs.1,04,000/- has been paid by the petitioner to the complainant-opposite party no. 2 and rest amount, i.e., Rs.7,000/- will be paid at the time of furnishing the bail bonds.

Learned counsel for the complainant-opposite party no. 2 has no objection in allowing the pre-arrest bail to the petitioner.

In view of the memorandum of agreement attached with the Mediator's report dated 22.05.2019, let the above named petitioner be released on bail, in the event of his arrest or surrender before the learned Court below within a period of six weeks from today, on furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned S.D.J.M., Madhepura, in connection with Complaint Case No. 97 of 2018, subject to the conditions as laid down under Section 438(2) of the Cr.P.C. and payment of remaining amount of Rs.7,000/- to the complainant-opposite party no. 2 at the time of furnishing the bail bonds.

(Rajendra Kumar Mishra, J)

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