

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.68726 of 2019

Arising Out of PS. Case No.-2509 Year-2018 Thana- GOPALGANJ COMPLAINT CASE
District- Gopalganj

=====

ASHOK KUMAR SHARMA Son of Harihar Sharma Resident of Village-Koeri Gawan, Police Station-Barahariya, District-Siwan.

... .. Petitioner/s

Versus

1. The State of Bihar
2. Rekha Devi Wife of Ashok Kumar Sharma Resident of Village-Koeri Gawan, Police Station-Barharia, District-Siwan. At Present Daughter of Deoraj Sharma, Resident of Village-Mathurapur, Police Station-Barauli (Madhopur OP), District-Gopalganj.

... .. Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr.Umesh Kumar Singh
For the Opposite Party/s : Mr.Madan Kumar

=====

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 16-11-2019 Heard learned counsel for the petitioner and learned APP
for the State.

The petitioner is apprehending his arrest in a case registered under Sections 498A and 406 of the Indian Penal Code.

Allegation against the petitioner is of committing torture upon the victim due to non-fulfilment of demand of dowry.

It has been submitted on behalf of the petitioner that the petitioner has got no criminal antecedent. 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, 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 Additional Chief Judicial Magistrate XIV, Gopalganj in connection with Complaint case No.2509 of 2018, Tr. No.2215 of 2019, 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)

Narendra/-

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

