

**IN THE HIGH COURT OF JUDICATURE AT PATNA  
CRIMINAL MISCELLANEOUS No.64869 of 2019**

Arising Out of PS. Case No.-789 Year-2018 Thana- NALANDA COMPLAINT CASE  
District- Nalanda

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MD. SADDAM Son of Md. Teni @ Dramawala Resident of Mohalla -  
Sufinagar, Thawai, P.S.- Bihar, District- Nalanda

... .. Petitioner/s

Versus

1. THE STATE OF BIHAR
2. Sahni Khatoon Wife of Md. Saddam and D/O - Late Hansu Resident of  
Mohalla - Katra Nadiper, P.O.- Bihar Sharif, P.S.- Bihar, District- Nalanda

... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr.Anil Kumar  
For the Opposite Party/s : Mr.Sucheta Yadav

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**CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA  
ORAL ORDER**

2      17-10-2019                      Petitioner seeks bail in anticipation of his arrest in  
  
connection with Complaint Case No.789C of 2018 registered  
  
for the offence punishable under Sections 498A/34 of the IPC.

As per FIR, the petitioner is said to be husband of the  
complainant and he is demanding dowry for which instituted the  
same. The complainant was subjected to torture submission of  
learned counsel for petitioner is that is still ready to keep her  
with full dignity.

Submission of learned counsel for the petitioners is  
that the allegations are false and concocted.

Heard learned APP and perused the impugned order it  
appears that the learned lower court in spite of the fact that it is



marital dispute between the parties and no effort for reconciliation has been made between the parties.

Considering the same, this application is disposed of with a direction to petitioner to surrender within a period of three weeks from the receipt of the order and on surrender he will be released on provisional bail for a period of six months during that period learned lower court shall issue notice to the complainant and on her appearance refer the matter for mediation before the district mediation center. Thereafter, on considering the report as well as conduct of both the parties he will pass an appropriate order either confirming the provisional bail of the petitioner or and any other order or orders which may be deemed fit and proper. It is also made that despite of notice if opposite party no.2 nor appear before the court below or ready to co-operate in mediation, the court below shall confirm the provisional bail granted to the petitioner.

**(Vinod Kumar Sinha, J)**

Prakash Narayan /-

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