

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.79828 of 2019**

Arising Out of PS. Case No.-3348 Year-2018 Thana- PATNA COMPLAINT CASE District-  
Patna

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PANKAJ KUMAR GUPTA Son of Ram Bahadur Sah Resident of Mohalla -  
Gola Road, P.S.- Danapur, Distt - Patna at present House No. 19 Second  
Ashok Bihar Phase No. 3, Gurgaon Hariyana Sector, P.S.- Old Gurgaon, Distt  
- Gurgaon.

... .. Petitioner/s

Versus

1. THE STATE OF BIHAR
2. Minakashi Kumari Wife of Pankaj Kumar Gupta, D/o Dinesh Prasad Sah  
Resident of Mohalla - Mitra Mandal Colony near Park Mount School  
Anisabad, P.S.- Phulwarisarif, Distt - Patna.

... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr.Uday Kumar  
For the Opposite Party/s : Mr.Atul Chandra

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**CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH**  
**ORAL ORDER**

2      06-12-2019                      Heard learned counsel for the petitioner and learned APP for  
the State and learned counsel for the complainant.

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

Allegation against the petitioner is of committing torture  
upon the victim due to non-fulfillment 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 Sri Tanveer Kaur, Judicial Magistrate, 1<sup>st</sup> Class, Patna in connection with Complaint Case No. 3348(C)/2018, 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)**

Pankaj/-

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