

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.27822 of 2020

Arising Out of PS. Case No.-222 Year-2019 Thana- RAGHUNATHPUR District- Siwan

PANKAJ KUMAR SHARMA @ PANKAJ KUMAR Son of Rama Shankar
Sharma Resident of Village- Pipra, P.S.- Raghunathpur, District- Siwan.

... .. Petitioner/s

Versus

1. The State of Bihar
2. Pramila Sharma @ Parmia Kumari Wife of Pankaj Kumar Sharma @ Pankaj Kumar and Daughter of Sakaldev Sharma Resident of Village- Pipra, P.S.- Raghunathpur, District- Siwan, at present behind Lakshmi Nursing Home Lakshmi Nagar, Ramnagar- Andar Dhala, P.S.- Siwan City, District- Siwan.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Kundan Kumar
For the Opposite Party/s : Mr. Ajay Kumar No. 2 APP

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 27-11-2020 Due to COVID-19 Pandemic, the matter is being taken up
by way of virtual Court proceeding.

The matter has been listed under the heading “For Orders”
under the orders of Hon’ble the Chief Justice.

Learned counsel for the petitioner is directed to remove
the defect(s), as pointed out by the office, within a period of
four weeks after restoration of normalcy.

Heard learned counsel for the petitioner and learned APP
for the State.

The petitioner is apprehending his arrest in a case
registered under Sections 323, 341, 498A, 406/34 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 petitioner is husband of the victim. The petitioner undertakes that he will cooperate during trial. 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 of the case, the petitioner, above named, in the event of arrest or surrender before the learned court below within a period of twelve weeks from today, be released on anticipatory bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Siwan in connection with Raghunathpur P.S. Case No. 222 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)

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