

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.79975 of 2019

Arising Out of PS. Case No.-1950 Year-2018 Thana- GOPALGANJ COMPLAINT CASE
District- Gopalganj

=====

ABHISHEK YADAV Son of Chandeshwar Yadav Resident of Village -
Pakadi Bujurg, P.S.- Rampur Karkhana, District- Dewariya (Uttar Pradesh)

... .. Petitioner/s

Versus

1. The State of Bihar
2. Rinki Devi D/O - Laxuman Yadav Resident of Village - Chuguddi, P.O.-
Jagdishpur, P.S.- Vijaipur, District- Gopalganj

... .. Opposite Party/s

=====

Appearance :

For the Petitioner/s	:	Mr.Sushil Kumar
For the State	:	Mr.Abhay Kumar Ro, APP

=====

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH

ORAL ORDER

8 08-09-2020 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.

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

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 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, let the petitioner, above named, in the event of arrest or surrender before the learned court below within a period of eight 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, Gopalganj in connection with Complaint Case No. 1950 of 2018, Trial No. 2254 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)

A.K.V.//-

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

