

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.3618 of 2020

Arising Out of PS. Case No.-190 Year-2019 Thana- KURSAKANTA District- Araria

MD. ANWAR ALAM Son of Mozib, Resident of Village -Garaiya, Lailokhar,
Ward No. 14, P.S.- Kursakants, Distt - Araria.

... .. Petitioner/s

Versus

1. The State of Bihar
2. Rubi Khatoon Wife of Anwar Alam, D/o Md. Salik Resident of Village -
Garaiya, Lailokhar, Ward No. 06, P.S.- Kursakanta, Distt - Araria.

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr.Ramesh Kumar Singh
For the O. P. No. 2	:	Mr. Md. Naushadzzoha
For the State	:	Mr. Nirmal Kumar Sinha

**CORAM: HONOURABLE MR. JUSTICE NAWNEET KUMAR
PANDEY**

ORAL ORDER

3 21-10-2021 Heard learned counsel for the parties.

In this case, the petitioner apprehends his arrest in connection Kursakanta P.S. Case No. 190 of 2019 registered for offence punishable under sections 147, 341, 323, 498(A), 307 and 506 of the Indian Penal Code.

The allegation against the petitioner is that being the husband of the victim, he has tortured her for non-fulfillment of demand of Rs. 5,00,000/- cash, motor cycle and LED TV. He has also assaulted the victim with iron rod on her head. Out of wedlock of the couple, the victim has a son, namely, Manbor Hussain aged about 4 years and a daughter, namely, Raunak Jahan aged about 9 years.



The rejection order of the court below does not reveal that the process of mediation has been adopted in this case.

Considering the facts and circumstances of the case, the petitioner above named, in the event of his arrest or surrender, within six weeks from today, is directed to be released on bail on furnishing bail bonds of Rs.10,000/- with two sureties of the like amount each to the satisfaction of Additional Chief Judicial Magistrate-V, Araria/Successor Court in connection with Kursakanta P.S. Case No. 190 of 2019, subject to condition as laid down under section 438(2) Cr. P.C. At the same time, the court below shall take every endeavour of amicable settlement of the issue, after getting the assistance of District Mediation Centre. In case, the mediation process is hampered due to apathy of the petitioner, the court below may cancel the bail bonds of the petitioner.

(Nawneet Kumar Pandey , J)

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