

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.17119 of 2021**

Arising Out of PS. Case No.-55 Year-2012 Thana- MUNGER COMPLAINT CASE District-  
Munger

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ABHISHEK KUMAR SINGH @ BABLU, Male, aged about 45 years, Son of  
Sadanand Singh, Resident of Village-Sunderpur, P.S.-Kotwali, District-  
Munger.

... .. Petitioner

Versus

1. The State of Bihar.
2. Sulekha Devi, Wife of Abhishek Kumar Singh @ Bablu, Resident of Village  
- Sunderpur, P.S.-Kotwali, District-Munger at present Sukhdev Mandal,  
Resident of Muhalla-Maksuspur, P.S.- Kasim Bazar, District-Munger.

... .. Opposite Parties

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**Appearance :**

For the Petitioner : Mr. Sanjiv Kumar Singh, Advocate.  
For the State : Mr. A.G

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

2      07-04-2021              Learned counsel for the petitioner is directed to  
  
remove the defects, as pointed out by the office, within a period  
  
of four weeks.

Heard learned counsel for the petitioner and learned  
  
A.P.P. for the State through Virtual mode.

The petitioner is apprehending his arrest in a case for  
  
the offence registered under Section 498(A) of the IPC.

The prosecution story, in brief, is that the accused  
  
persons including the petitioner tortured the victim due to non-  
  
fulfilment of demand of dowry.

It has been submitted by learned counsel for the



petitioner that the petitioner has falsely been implicated in the present case due to petty family dispute. There is no allegation of tampering with the witnesses alleged against the petitioner. The petitioner is the husband of the victim. The case is triable by the Magistrate. The petitioner has further 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 learned counsel for the State, it has been submitted that the petitioner is named in the F.I.R/ complaint case.

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 six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs. 10,000/- (Rupees Ten Thousand) only with two sureties of the like amount each to the satisfaction of the learned S.D.J.M. Munger, in connection with Complaint Case No. 55C of 2012, 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. In case, any such application is made by either of the parties, the court below shall refer the matter to the District Mediation Centre.

The opposite party no. 2 will be at liberty to make an application before the concerned Family Court for the purpose of maintenance, if so advised.

**(Sudhir Singh, J)**

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