

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.17350 of 2021

Arising Out of PS. Case No.-348 Year-2019 Thana- WEST CHAMPARAN COMPLAINT
District- West Champaran

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DUDHNATH YADAV @ DUDHANATH KUMAR @ DUDHNATH KUMAR Son of Dharmraj Yadav Resident of Village-Shishwadih, Police Station - Gobardhana, District - West Champaran.

... .. Petitioner/s

Versus

1. The State of Bihar
2. Anita Devi Wife of Dudhnath Yadav, Daughter of Ramchandra Uraw At Present Resident of Village - Shivnaha, Police Station - Valmiki Nagar, District - West Champaran.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s	:	Mr.Milind Kumar Mishra
For the Informant	:	Mr. Zainul Abedin
For the State	:	Mr. Nityanand Tiwary, APP

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 23-12-2021 Heard learned counsel for the petitioner and learned
APP for the State.

Learned counsel for the petitioner is directed to remove the defects, as pointed out by the Office, within a period of eight weeks.

The petitioner is apprehending his arrest in a case in which cognizance has been taken 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.

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 twelve 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 learned S.D.J.M., Bagaha, West Champaran in connection with T.R. No. 4072 of 2019 arising out of Complaint Case No. C348 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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