

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.10211 of 2020

Arising Out of PS. Case No.-979 Year-2017 Thana- BUXAR COMPLAINT CASE District-
Buxar

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MANOJ PANDEY @ MANOJ KUMAR PANDEY Son of Brij Bihari Pandey
Resident of Village-Simri Ramopatti, P.S.-Simri, District-Buxar.

... .. Petitioner/s

Versus

1. The State of Bihar
2. Saroja Devi Wife of Manoj Pandey @ Manoj Kumar Pandey, D/o Late Rajendra Rai Resident of Simri Ramopatti, P.S.-Simri, District-Buxar, At present R/o Diyaman, P.S-Krishna Brahma, District-Buxar.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Ajit Kumar, Adv.

For the Opposite Party/s : Mr.Arbind Kumar Pandey, APP

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CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

4 07-12-2021 Heard learned counsel for the petitioner and learned APP for the State. Learned counsel for the O.P. No.2 has though entered appearance by filing the vakalatnama but has not appeared in the Court today.

The petitioner apprehends his arrest in a case registered under sections 498(A), 341, 323, 504, 506 of the IPC and sections 3/4 of Dowry Prohibition Act.

Allegation against the petitioner is of committing torture upon the victim due to non-fulfillment of demand of dowry.

It is submitted by learned counsel for the petitioner that petitioner is an innocent person and has committed no offence. Petitioner has never made any dowry demand and has been



falsely implicated in the present case due to grudge. 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*. It is submitted that the petitioner is ready and willing to keep his wife with full honour and dignity.

Considering the aforesaid facts and circumstances, let the petitioner, named above, in the event of his arrest/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.25,000/- (Rupees Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of the learned Court below, where the case is pending/Successor court, in connection with Complaint Case No.979/2017, subject to the condition as laid down under Section 438 (2) of the Cr.P.C.

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.

(Anjani Kumar Sharan, J)

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