

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.16504 of 2020

Arising Out of PS. Case No.-229 Year-2018 Thana- NAWADAH COMPLAINT CASE
District- Nawada

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ARBIND YADAV @ ARBIND KUMAR Son of Ramashish Yadav Resident
of Village-Bahargawn, P.S.-Govindpur, District-Nawada.

... .. Petitioner/s

Versus

1. The State of Bihar
2. Babita Devi Wife of Arbind Yadav @ Arbind Kumar Resident of Village-Bahargawn, P.S.-Govindpur, District-Nawada, daughter of Kuldip Yadav, resident of Bijho, P.S.-Kawakol, District-Nawada.

... .. Opposite Party/s

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Appearance :

For the Petitioner	:	Mr.Devendra Prasad Singh, Advocate
For the State	:	Mr.Nityanand, APP
For the O.P. No.2	:	Mr.Sheo Kumar Prasad, Advocate

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 08-02-2021 Heard learned counsel for the petitioner, learned APP for
the State and learned counsel for the opposite party No.2.

The petitioner is apprehending his arrest in a case registered under Sections 498(A), 494 of the Indian Penal Code and 3/4 of Dowry Prohibition Act.

Allegation against the petitioner is of committing torture upon the victim due to non-fulfilment 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. 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 and learned counsel for the opposite party No.2, 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 six 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 Sub Divisional Judicial Magistrate, Nawada in connection with Complaint case No.229 of 2018, 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)

Narendra/-

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