

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.34257 of 2021

Arising Out of PS. Case No.-210 Year-2020 Thana- PURNIA COMPLAINT CASE District-
Purnia

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RAJA KUMAR S/O BASUDEV BISHWAS @ BASUDEV MANDAL R/O
VILLAGE-PIPRA BALU GANJ, P.S-AMAUUR, DISTRICT-PURNIA.

... .. Petitioner/s

Versus

1. THE STATE OF BIHAR
2. RUPA KUMARI W/O RAJA KUMAR, D/O BIRENDRA PRASAD
BISHWAS R/O VILLAGE-PIPRA BALU GANJ, P.S-AMAUUR, DISTRICT-
PURNIA.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Nishant Kumar Sinha
For the Opposite Party/s : Mr. Iftekhar Mohammad, ,APP

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 05-08-2021 Heard learned counsel for the petitioner and learned

APP for the State through virtual mode.

Learned counsel for the petitioner is directed to

remove the defects, as pointed out by the Office, within a period

of four weeks after restoration of normalcy.

The petitioner is apprehending his arrest in a case

registered under Sections 498A, 323, 504, 34, 406 of the Indian

Penal Code and ¾ of Dowry Prohibition Act.

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/F.I.R.

Considering the aforesaid facts and circumstances and also the lockdown, 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 his personal bond to the satisfaction of learned Chief Judicial Magistrate, Purnea in connection with Complaint Case No. 210 of 2020, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

Once the normalcy is restored, the petitioner shall furnish bail bonds of Rs. 10,000/- (Rupees ten thousand) with two sureties of the like amount each within a period of eight weeks to the satisfaction of the Court concerned in connection



with the aforesaid case.

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)

Pankaj/-

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