

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.47211 of 2021

Arising Out of PS. Case No.-18 Year-2020 Thana- MAHILA THANA District- Begusarai

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DHIRAJ KUMAR Son of Late Arjun Prasad Resident of Mohalla-
Chitraguptnagar, Kankarbagh, P.S.- Kankarbagh, District- Patna.

... .. Petitioner/s

Versus

1. The State of Bihar
2. Mrs. SWEETY Bishwanath Wife of Dhiraj Kumar Resident of Mohalla-
Kankarbagh Patna, Aas Niwas front Lakshmi Apartment, New Chitragupt
Nagar, P.S.- Kankarbagh, Patna. At present- D/o Bishwanath Prasad,
Resident of Mohalla- New Ullao Colony, P.S.- Mufasil, District- Begusarai.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Rajeev Shekhar
For the Opposite Party/s : Mr.Choubey Jawahar, APP

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 29-10-2021 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 eight weeks.

The petitioner is apprehending his arrest in a case

registered under Sections 323, 341, 504, 506, 498(A)/34 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/F.I.R.

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., Begusarai in connection with Mahila P.S. Case No. 18 of 2020, 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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