

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.58214 of 2021

Arising Out of PS. Case No.-656 Year-2020 Thana- PATNA COMPLAINT CASE District-
Patna

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SAURABH ANAND Son of Dr. Jai Prakash Gupta Resident of Chaudharana
Road, Indira Bhawan, P.S. - Danapur, District - Aurangabad.

... .. Petitioner/s

Versus

1. The State of Bihar
2. Perna Gupta Wife of Saurabh Anand Daughter of Babban Prasad, Resident
of East Lohanipur, Kashinath Lane, P.S. - Kadamkuan, District - Patna.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Bhola Kumar

For the Opposite Party/s : Mr.Anita Kumari

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH

ORAL ORDER

2 22-11-2021

Heard learned counsel for the petitioner and the State.

Learned counsel for the petitioner is directed to remove
the defect(s), as pointed out by the office, within a period of eight
weeks.

Learned counsel for the petitioner submits that inadvertently,
in the prayer portion of the petition, ***“Complaint Case No. 636©
of 2020”*** has wrongly been mentioned in place of ***“Complaint Case
No. 656© of 2020”***.

Counsel for the petitioner is permitted to correct the case No.
in the prayer portion of the petition within four weeks.

The petitioner is apprehending his arrest in Complaint Case
No. 656© of 2020 registered under Section 498A/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 petitioner is husband of the victim. The offence 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 of the case, the petitioner, above named, in the event of arrest or surrender before the learned court below within a period of twelve weeks from today, be released on anticipatory bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate-Ist Class, Patna in connection with Complaint Case No. 656(C) 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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