

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.5974 of 2021

Arising Out of PS. Case No.-29 Year-2019 Thana- MAHILA P.S. District- Lakhisarai

=====

ROHIT KUMAR @ ROHIT MEHTA Son of Bajrangi Praad Resident of
Village-Arma, P.S.-Kajra, District-Lakhisarai at the present Village-Harijan
Para Shivpur, P.S.-Charcha, District-Koriya, State-Chhattisgarh.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

=====

Appearance :

For the Petitioner	:	Mr.Umesh Prasad, Advocate
For the State	:	Mr.APP
For the informant	:	Mr.Rajiv Prashant, Advocate

=====

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

3 06-09-2021 Heard learned counsel for the petitioner, learned APP

for the State and learned counsel for the informant through

virtual mode.

Counsel for the petitioner is directed to remove the
defect(s), as pointed out by the office, within a period of four
weeks from the date of restoration of normalcy.

Further, counsel for the petitioner is permitted to
make necessary correction in paragraph 1 of the bail application.

The petitioner is apprehending his arrest in connection
with Mahila P.S. case No.29/2019 registered under Sections
354(A), 498(A), 313/34 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. So far offence under Section 313 of I.P.C. is concerned, in course of investigation same has not been found to be true. Rest of the offences are 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 informant, it is submitted that the petitioner is named in the complaint case/F.I.R.

Considering the 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 his personal bond to the satisfaction of learned S.D.J.M., Lakhisarai in connection with Lakhisarai (Mahila) P.S. case No.29/2019, 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. In case, any such application is made by either of the parties, the court below shall refer the matter to the District Mediation Centre.

(Sudhir Singh, J)

Narendra/-

U		T	
---	--	---	--

