

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.51856 of 2019

Arising Out of PS. Case No.-413 Year-2017 Thana- BAHADURPUR District- Darbhanga

SONU KUMAR Son of Sri Sitaram Yadav @ Sita Ram Yadav @ Seetaram
Yadav Resident of Village - Baruara, P.S.- Bahadurpur, District- Darbhanga

... .. Petitioner/s

Versus

1. THE STATE OF BIHAR
2. Munni Devi Wife of Sri Sonu Kumar, D/O - Sri Satya Narayan Yadav
Resident of Village - Nandanpatti, P.S.- Sadar (Darbhanga Sadar), District-
Darbhanga

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr.Manish Kumar No 13
For the Opposite Party/s	:	Mr.Md. Iftekhar Mahmood
For O.P. No. 2	:	Mr. Iqbal Asif Niazi, Adv.

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

5 01-09-2021 Heard learned counsel for the petitioner and the State
through virtual mode.

The petitioner is apprehending his arrest in Bahadurpur
(Fekla O.P.) P.S. Case No. 413 of 2017 corresponding to CRI
No. 2897 of 2017 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 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 offences are triable



by the Magistrate. The petitioner is husband of the victim. 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 his personal bond to the satisfaction of learned Sub Divisional Judicial Magistrate, Darbhanga in connection with Bahadurpur (Fekla O.P.) P.S. Case No. 413 of 2017 corresponding to CRI No. 2897 of 2017 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)

A.K.V.//-

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

