

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.75016 of 2019**

Arising Out of PS. Case No.-503 Year-2018 Thana- NAUTAN District- West Champaran

=====

RUPESH KUMAR SINHA @ NITESHWAR KUMAR SINHA @ @  
NITESH KUMAR SINHA Son of Arun Kumar Sinha Resident of Village-  
Pipra, P.S.- Govindganj, District- East Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr.Krishna Kant Singh

For the Opposite Party/s : Mr.Asha Devi

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**CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH**  
**ORAL ORDER**

5      27-09-2021                      Heard learned counsel for the petitioner and learned APP  
for the State.

The matter has been pending since 2019. Hence, the  
petitioner presses that let the order be passed on merit.

The petitioner is apprehending his arrest in a case registered  
under Sections 498A, 504, 506, 34 of the Indian Penal Code, ¾ of  
Dowry Prohibition Act and Section 67 of the I.T. 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, 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 Chief Judicial Magistrate, West Champaran, Bettiah in connection with Nautan P.S. Case No. 503/18, 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)**

Pankaj/-

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