

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.77807 of 2019

Arising Out of PS. Case No.-198 Year-2019 Thana- JEHANABAD COMPLAINT CASE
District- Jehanabad

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SUGAN KUMAR CHANDAN Son of Awadhesh Singh @ Awadhesh Kumar
Singh Resident of Village - Dumari, P.S.- Parwalpur, District - Nalanda

... .. Petitioner/s

Versus

1. THE STATE OF BIHAR
2. Priyanka Kumari Wife of Sukan Kumar Chandan Daughter of Late
Satyendra Singh, Resident of Village - Dumari, P.S.- Parwalpur, District -
Nalanda, Presently Residing at Village - Kakhaura, P.S.- Shakurabad,
District - Jehanabad.

... .. Opposite Party/s

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Appearance :

For the Petitioner	:	Mr.Shivendra Prasad, Advocate
For the State	:	Mr.Upendra Kumar, APP
For opposite party No.2	:	Mr. Abhijeet Gautam, Advocate

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

7 27-09-2021 Heard learned counsel for the petitioner, learned APP
for the State and learned counsel for the opposite party No.2.

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

The petitioner is apprehending his arrest in connection
with Complaint case No.198/2019 registered under Sections
323, 498(A) and 120(B) of the Indian Penal Code.

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. 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 and learned counsel for the opposite party No.2, 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 furnishing bail bonds of Rs.10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of learned C.J.M., Jehanabad in connection with Complaint case No.198/19, 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. 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/-

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