

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.69070 of 2019

Arising Out of PS. Case No.-102 Year-2019 Thana- BAJPATTI District- Sitamarhi

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DANISH IQBAL @ MD. UJALEY @ UJALEY Son of Nanhe Nadaf
Resident of Village - Madaripur, P.S.- Bajpatti, Distt.- Sitamarhi.

... .. Petitioner/s

Versus

1. The State of Bihar
2. Shaheen Praween W/o Danish Iqbal @ Md. Ujaley @ Ujaley Resident of Village - Madaripur, P.S.- Bajpatti, Distt.- Sitamarhi. at Present C/o Mujibur Rahman, Resident of Village- Bahera Jahidpur, P.S.- Nanpur, Dist.- Sitamarhi.

... .. Opposite Party/s

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Appearance :

For the Petitioner	:	Mr.Amit Kumar Jha, Advocate
For the State	:	Mr.Pancha Nand Pandit, APP
For opposite party No.2	:	Mr. Subodh Kumar Jha, Advocate

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

5 31-08-2021 Heard learned counsel for the petitioner, learned APP

for the State and learned counsel for the opposite party No.2

through virtual mode.

The petitioner is apprehending his arrest in connection
with Bajpatti P.S. case No.102 of 2019 registered under Sections
498A, 313 of the Indian Penal Code and $\frac{3}{4}$ of Dowry
Prohibition Act.

Allegation against the petitioner is of committing
torture and assault 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 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 his personal bond to the satisfaction of learned S.D.J.M., Pupri, Sitamarhi in connection with Bajpatti P.S. case No.102 of 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/-

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