

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.81670 of 2019

Arising Out of PS. Case No.-806 Year-2017 Thana- COMPLAINT CASE District-
Kishanganj

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AMIR ANSARI Son of Kabir Ansari Resident of Chhatergachh, P.S.-
Paharkatta, Distt.- Kishanganj.

... .. Petitioner/s

Versus

1. THE STATE OF BIHAR
2. Jahana Khatun Wife of Amir Ansari Resident of Chhatergachh, P.S.-
Paharkatta, Dist.- Kishanganj at present daughter of Tahir resident of
Basirnagar Kargil more, Thakurganj, P.S.- Thakurganj, Dist.- Kishanganj.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Dilip Kumar Singh
For the Opposite Party/s : Mr.Syed Ehteshamuddin,, APP

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

3 03-03-2021 Heard learned counsel for the petitioner and learned APP for
the State.

The petitioner is apprehending his arrest in a case in which
cognizance has been taken under Section 498A of the Indian Penal
Code and 4 of Dowry Prohibition 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.

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 six 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 S.D.J.M., Kishanganj in connection with Complaint Case No. 806C of 2017, 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)

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