

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.87045 of 2019

Arising Out of PS. Case No.-578 Year-2018 Thana- VAISALI COMPLAINT CASE District-
Vaishali

=====

ANIL PASWAN @ ANIL KUMAR Son of Rudal Paswan Resident of
Village-Halaiya, P.S-Kathara O.P (Goraul P.S), District-Vaishali.

... .. Petitioner/s

Versus

1. The State of Bihar
2. Rita Devi Wife of Anil Kumar @ Anil Paswan, Daughter of Lalbabu Paswan
Resident of Village-Harpur Adra, P.O-Bishunpur Adra, P.S-Goraul, District-
Vaishali.

... .. Opposite Party/s

=====

Appearance :

For the Petitioner	:	Mrs.Rina Sinha, Advocate
For the State	:	Mr.Amit Kumar Rakesh, APP
For opposite party No.2	:	Mr. Ravi Kumar, Advocate

=====

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

- 3 23-08-2021 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 Complaint case No.578 of 2018 registered under Section
498A/34 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-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 his personal bond to the satisfaction of learned S.D.J.M., Vaishali at Hajipur in connection with Complaint case No.578/2018, 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/-

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

