

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.13680 of 2021

Arising Out of PS. Case No.-2718 Year-2019 Thana- SARAN COMPLAINT CASE District-
Saran

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BASANT PRASAD Son of Shivnath Prasad Resident of Village - Shiv
Mohammadpur, P.S.- Marhaura, Dist.- Saran at Chapra.

... .. Petitioner/s

Versus

1. The State of Bihar Bihar
2. Anita Devi W/o Basant Prasad , D/o Dharmnath Prasad Presently Resident
of Village - and P.O. and P.S.- Dautpur, Dist.- Saran at Chapra.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Jeetendra Narayan, Adv.

For the Opposite Party/s : Mr.A.G.

For the informant : Mr. C.M. Jha, Adv.

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**CORAM: HONOURABLE MR. JUSTICE SANJEEV PRAKASH
SHARMA**

ORAL ORDER

3 05-01-2022 Heard the parties through video conferencing.

The petitioner apprehends his arrest in connection with Saran
Complaint Case No. 2718 of 2017, corresponding to T.R. No. 2104 of 2020
registered for the offence under Section 498A of the Indian Penal Code
along with Section 3/4 of Dowry Prohibition Act.

Learned counsel for the petitioner submits that the petitioner is
Army personnel and is posted in Jammu and Kashmir. He could not attend
the Court and his bail bond has been cancelled and therefore, he has moved
the present application seeking anticipatory bail.

Learned counsel appearing for the complainant objects and
submits that the bail application would not be maintainable in these
circumstances.

Learned counsel further submits that, if that would be

circumstance that the petitioner could not be appear, then to issue have made arrangements, and the complainant is ready to go back her matrimonial home, if a compromise is arrived at and submits that matter should be sent to the Patna High Court Mediation Centre.

Taking into consideration the overall aspects, it is directed that the petitioner shall present himself on 28th January, 2022 before the concerned Court, who shall allow his bail bonds and direct both the parties to present before Patna High Court Mediation Centre. An attempt should be made to get the matter compromise between the parties as it appears to be a simple matrimonial quarrel, which seems to have occurred between the husband and wife.

Accordingly, with the above observation and direction, the anticipatory bail application stands disposed of.

(Sanjeev Prakash Sharma, J)

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