

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.16932 of 2022

Arising Out of PS. Case No.-378 Year-2021 Thana- LALIT NARAYAN UNIVERSITY
District- Darbhanga

=====

AJEET CHAUDHARY @ CHHOTU S/o Umesh Choudhary Residence of
Vill/ Muhalla- Nawagadhi Bela, P.S.- L.N.M.U, District- Darbhanga.

... .. Petitioner/s

Versus

1. THE STATE OF BIHAR
2. SANDHYA KUMARI W/o Ajeet Choudhary @ Chhotu, D/o- Late
Kameshwar Sukla Resident of Village Mohalla- Bela Sankar Abdullah, Ward
No.3, P.S.- L.N.M.U, District- Darbhanga.

... .. Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Kedar Jha, Advocate
For the Opposite Party/s : Mr. Ram Anurag Singh, APP

=====

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 08-04-2022 Heard learned counsel for the petitioner and the

State through virtual mode.

Learned counsel for the petitioner is directed to
remove the defect(s), as pointed out by the office, within a
period of four weeks.

The petitioner is apprehending his arrest in L.N.M.U.
P.S. Case No. 378 of 2021 registered under Sections 498A,
307/34 of the Indian Penal Code.

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 petitioner is husband of the victim. The nature of injury is said to be simple. Hence, no offence u/S 307 of the Indian Penal Code is attracted in the present case. Rest of the offences are 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/F.I.R.

Considering the aforesaid 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 bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Additional Chief Judicial Magistrate-VIII, Darbhanga in connection with L.N.M.U. P.S. Case No. 378 of 2021 subject to the conditions as laid down under Section 438(2) of the Code of



Criminal Procedure.

The petitioner is directed to co-operate during the trial. If the petitioner does not co-operate during the trial, the court below will be at liberty to cancel the bail bonds of the petitioner.

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)

A.K.V.//-

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

