

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.37934 of 2021

Arising Out of PS. Case No.-3 Year-2021 Thana- LALIT NARAYAN UNIVERSITY District-
Darbhanga

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AJAY CHAUDHARY Son of Late Laxaman Chaudhary Resident of Mohall
Azamnagar, P.S.- L.N.M.U., District- Darbhanga.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s :	Mr.Pankaj Kumar Das
For the Opposite Party/s :	Mr.Chandra Sen Prasad Singh
	Mr.Kedar Jha

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CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 24-02-2022 Heard learned counsel for the petitioner, learned
counsel for the informant and learned Additional Public
Prosecutor for the State.

Learned counsel for the petitioner is directed to remove
the defects as pointed out by the office, within four weeks. In
the eventuality of non-removal of defects within the stipulated
period, the office will place the matter before the Bench.

The petitioner apprehends his arrest in a case registered
under sections 498(A)/34 of the IPC and sections 3/4 of Dowry
Prohibition Act.

Allegation against the petitioner is of committing
torture upon the victim due to non-fulfillment of demand of



dowry.

It is submitted by learned counsel for the petitioner that petitioner is an innocent person and has committed no offence. Petitioner has never made any dowry demand and has been falsely implicated in the present case due to grudge. 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.*** It is submitted that the petitioner is ready and willing to keep his wife with full honour and dignity.

It is submitted by learned counsel for the informant that the informant-wife of the petitioner is also ready and willing to reside with the petitioner, provided, she is not tortured.

Considering the aforesaid facts and circumstances, let the petitioner, named above, in the event of his 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.25,000/- (Rupees Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of the learned Court below, where the case is pending/Successor court, in connection with L.N.M.U. P.S. Case No.3 of 2021, subject to the condition as laid down



under Section 438 (2) of the Cr.P.C.

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.

(Anjani Kumar Sharan, J)

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