

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.51337 of 2021

Arising Out of PS. Case No.-146 Year-2020 Thana- GANDHIMAIDAN District- Patna

SUMIT LAL Son of Late Jawahar Lal Resident of Mohalla - Golghar in front of Gali of Dr. Basant Singh, P.S. - Gandhi Maidan, District - Patna, At Present SC0398, C/O PNB, Sector - 20, Panchkala Haryana.

... .. Petitioner/s

Versus

1. The State of Bihar
2. Shilpee Kumari Daughter of Sri Ram Das Baitha Resident of Mohalla - Mohjay Mahabir Colony, Sadalpur, P.S. - Bahadurpur, Patna.

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr.Navin Kumar, Advocate
For the Opposite Party/s	:	Mr.Suresh Prasad Singh, APP
For the O.P. No. 2	:	Mr. Sudhir Kumar Bijpuria, Advocate

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 25-02-2022 Heard learned counsel for the petitioner, learned APP for the State and learned counsel for the informant.

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 a case registered under Sections 341, 323, 494, 498A, 313, 504, 506, 34 of the Indian Penal Code and $\frac{3}{4}$ of Dowry Prohibition Act.

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

It 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. There is no medical evidence in support of the offence under Section 313 IPC. 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 and the informant, it is submitted that the petitioner is named in the Complaint Case/F.I.R.

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 twelve 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 Sub-Judge-XIV-cum- A.C.J.M., Patna in connection with Gandhi Maidan P.S. Case No. 146/2020 (G.R. No. 3193/20), 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)

Pankaj/-

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

