

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.13652 of 2023

Arising Out of PS. Case No.-977 Year-2022 Thana- BHABHU(KAIMUR) COMPLAIN C
District- Kaimur (Bhabua)

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VIVEK DUBEY S/O LATE SATYA NARAYAN DUBEY R/v- Koendi, P.O.-
Badhauna, P.S.- Chainpur, District- Kaimur at Bhabua

... .. Petitioner/s

Versus

1. The State of Bihar
2. RUCHI DEVI W/O VIVEK DUBEY D/O JAY PRAKASH PANDEY R/v-
Koendi, P.O.- Badhauna, P.S.- Chainpur, District- Kaimur at Bhabua
Presently residing at Village- Mokari, P.S.- Bhabua, District- Kaimur at
Bhabua

... .. Opposite Party/s

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Appearance :

For the Petitioner/s :	Mr.Ashok Kumar Garg, Adv.
For the Opposite Party/s :	Mr. Dilip Kumar No.1, APP.
	Mr. Pawan Kumar Singh, Adv.

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CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

4 22-06-2023 Heard learned counsel for the petitioner, learned
counsel for the opposite party no.2 and learned A.P.P. for
the State.

The petitioner apprehends his arrest in a case
registered for the offences punishable under Sections 147,
323, 325, 406, 384, 504, 498(A) of the Indian Penal Code
and 3/4 of D.P. Act.

Petitioner, who is husband of opposite party no2., is
said to have tortured upon her physically and mentally and
ousted the her from her matrimonial home in association of



his family members over the dowry demand.

It is submitted by learned counsel for the petitioner that the petitioner is an innocent person and has committed no offence. Petitioner has neither made any dowry demand nor drove her out of her matrimonial home nor tormented her over the demand of dowry. 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 further submitted that the petitioner is ready to keep her with full honour and dignity.

In that view of the matter, let the above named petitioner, be released on bail, in the event of his arrest or surrender before the learned Court below within a period of six weeks from today, on furnishing bail bond 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 Complaint Case No. 977 of 2022, 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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