

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.24565 of 2023

Arising Out of PS. Case No.-168 Year-2020 Thana- COMPLAINT CASE District- Lakhisarai

CHANDAN KUMAR @ SUBODH GUPTA S/O SARJAN GUPTA R/O
VILLAGE- HARDIYABAD ,P.S- MUFASIL, DISTT.- MUNGER.

... .. Petitioner/s

Versus

1. The State of Bihar
2. ARTI KUMARI D/O SHRAWAN PD. MODI R/O VILLAGE- NAYA BAZAR, WARD NO 31, MAA KAILASH NAGAR, LAKHISARAI, P.O AND P.S- LAKHISARAI.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Manohar Prasad Singh
For the Opposite Party/s : Mrs. Gulnar Begum

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

6 11-12-2023 Heard learned counsel for the petitioner and learned

APP for the State but none is present on behalf of opposite party

no.2.

2. By order dated 03.10.2023, this matter was referred to the Mediation and Conciliation Center of the Patna High Court to resolve the dispute between the parties but learned counsel for the petitioner submits that opposite party no.2 has not appeared even on a single date and the mediation failed.

3. The petitioner apprehends his arrest in a case registered for the offences punishable under Section 498A of the Indian Penal Code.



4. Petitioner, who is husband of opposite party no2., is said to have ousted the opposite party no.2 from her matrimonial home in association of his family members over the dowry demand.

5. 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**.

6. 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.168C/2020, subject to the condition as laid down under Section 438 (2) of the Cr.P.C.,

7. If so advised, either of the parties will be at liberty to



make an application before the learned Court below for referring the matter to the District Mediation Center for the purpose of reconciliation or for one time settlement.

8. Accordingly, this application stands disposed of.

(Anjani Kumar Sharan, J)

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