

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.22824 of 2023**

Arising Out of PS. Case No.-12 Year-2021 Thana- MADHEPURA COMPALINT CASE  
District- Madhepura

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1. Ramchandra Paswan, Male, aged about 57 years, son of Late Nasib Paswan, Village- Dighi, Ward-7, P.O.- Dighi, P.S.- Murliganj, Dist- Madhepura, Bihar.
  2. Mukhri Devi, Female, aged about 52 years, wife of Ramchandra Paswan, Village- Dighi, Ward-7, P.O.- Dighi, P.S.- Murliganj, Dist- Madhepura, Bihar.
  3. Munchun Devi, Female, aged about 29 years, D/O- Ramchandra Paswan, Village- Dighi, Wward-7, P.O.- Dighi, P.S.- Murliganj, Dist- Madhepura, Bihar.

... .. Petitioners

Versus

1. The State of Bihar.
2. Kajal Kumari, D/o- Arvind Paswan, Resident of Village- Gosaingaon, Dhaneshpur, Ward No. 03, P.O.- Dhaneshpur, P.S.- Chausa, Dist- Madhepura (Bihar).

... .. Opposite Parties

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**Appearance :**

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| For the Petitioners | : | Mr. Subhen Sarkar, Advocate |
| For the State       | : | Mr. Yogendra Kumar, A.P.P.  |

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**CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH**  
**ORAL ORDER**

2      21-06-2023                      Heard learned counsel for the petitioners and learned  
A.P.P. for the State.

The petitioners are apprehending their arrest in a case  
for the offence registered under Sections 323, 498(A) of the  
I.P.C. and Section 4 of the D.P. Act.

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



It has been submitted by learned counsel for the petitioners that the petitioners have got no criminal antecedent. There is no allegation of tampering with the witnesses alleged against the petitioners. The petitioners have falsely been implicated in the present case due to petty family dispute. The petitioner no. 1 is the father-in-law, petitioner no. 2 is the mother-in-law and petitioner no. 3 is the sister-in-law (Nanad) of the victim. The case is triable by the Magistrate. The petitioners have further 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 learned counsel for the State, it has been submitted that the petitioners are named in the F.I.R./ complaint case.

Considering the aforesaid facts and circumstances, let the petitioners, 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 bonds of Rs. 10,000/- (Rupees Ten Thousand) each with two sureties of the like amount each to the satisfaction of learned court below/concerned court, in connection with Complaint



Case No. 12 of 2021, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

The petitioners are directed to co-operate during the trial. If the petitioners do not co-operate during the trial, the court below will be at liberty to cancel the bail bonds of the petitioners.

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. In case, any such application is made by either of the parties, the court below shall refer the matter to the District Mediation Centre.

**(Sudhir Singh, J)**

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