

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.29148 of 2023

Arising Out of PS. Case No.-806 Year-2012 Thana- JEHANABAD COMPLAINT CASE
District- Jehanabad

Arvind Yadav @ Vikash Yadav, Son Of Ramlagan Yadav, R/O Village-
Belhari, P.S.- Belaganj, District- Gaya

... .. Petitioner

Versus

1. The State of Bihar.
2. Budhiya Devi, Son Of Arvind Yadav @ Vikash Yadav, Resident Of Village-
Belhari, P.S.- Makhdumpur, Distt- Gaya, At Present Residing at Kafarpur,
P.S.- Makhdumpur, Distt- Jehanabad.

... .. Opposite Parties

Appearance :

For the Petitioner	:	Mr. Bhaskar Shankar, Advocate
For the State	:	Mrs. Sucheta Yadav, APP

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 24-06-2023 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

The petitioner is apprehending his arrest in a case for
the offence registered under Section 498(A) of the I.P.C.

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

It has been submitted by learned counsel for the
petitioner that the petitioner has falsely been implicated in the
present case due to petty family dispute. There is no allegation
of tampering with the witnesses alleged against the petitioner.
The petitioner is the husband of the victim. On the earlier



occasion also, a case was instituted for the similar offence by the complainant of the present case against the petitioner. The case is triable by the Magistrate. The petitioner has 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 petitioner is named in the F.I.R./complaint case.

Considering the aforesaid facts and circumstances, let the petitioner, 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) with two sureties of the like amount each to the satisfaction of learned court below/concerned court, in connection with Complaint Case No. 806 of 2012, 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. 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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