

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.65271 of 2022

Arising Out of PS. Case No.-11 Year-2020 Thana- MAHILA P.S District- Supaul

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ARJUN KUMAR YADAV S/O RAMASHISH YADAV Resident of village-
Chikani Ward N0-8, P.S.- Kishunpur, District- Supaul.

... .. Petitioner/s

Versus

1. The State of Bihar
2. KUMARI RUPAM @ KUMARI RUPAM W/O ARJUN KUMAR YADAV
Resident of village- Chand Pipar, P.S.- Kishunpur, District- Supaul.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Hriday Narayan Harshit

For the Opposite Party/s : Mr. Nityanand

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CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

3 20-06-2023 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner apprehends his arrest in a case
registered under sections 341, 323, 498A, 504 and 506/34 of the
IPC & ¾ of the D.P. Act.

Allegation against the petitioner is of committing
torture upon the victim in association with his family members for
non-fulfilment of demand of dowry and of ousting her out of the
matrimonial house.

It is submitted by learned counsel for the petitioner
that petitioner is an innocent person and has committed no offence.
Petitioner has never made any torture upon the victim and has
been falsely implicated in the present case due to grudge. He has
never made any dowry demand from the informant. 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 submitted that the petitioner is still ready and willing to keep his wife with full honour and dignity.

Learned counsel for the O.P. No.2 has submitted that the O.P. No.2 is ready to live with the petitioner, provided she is not tortured.

Considering the aforesaid facts and circumstances, let the petitioner, named above, in the event of his arrest/surrender before the learned court below within a period of six weeks from today, be released on anticipatory bail, on furnishing bail bonds 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 Supaul P.S. Case No.11/2020, 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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