

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.13777 of 2024

Arising Out of PS. Case No.-530 Year-2019 Thana- SHERGHATI District- Gaya

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KUNDAN KUMAR @ KUNDAN YADAV S/O BALIRAM YADAV @
RAMBALI YADAV R/O VILLAGE- PINDRA KHURD, P.S- DOBHI,
DISTT.- GAYA.

... .. Petitioner/s

Versus

1. THE STATE OF BIHAR
2. GUDIYA KUMARI D/O KAULESHWAR YADAV R/O VILLAGE-
AURA, POST- SAHDEO KHAP, P.S- MAGADH UNIVERSITY, DISTT.-
GAYA AND ALSO VILLAGE- PINDRA KHURD, P.S- DOBHI, DISTT.-
GAYA.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Arvind Kumar Singh
For the Opposite Party/s : Mrs.Pronoti Singh

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

4 31-07-2024 Heard learned counsel for the petitioner, State and
opposite party no. 2.

2. The petitioner, husband of opposite party no. 2,
apprehends his arrest in a case registered for the offence under
Sections 341, 323, 504, 494, 498(A), 379/34 of the Indian Penal
Code and Section 3 / 4 of the Dowry Prohibition Act.

3. At the outset, learned counsel for both the parties
submit that the dispute between the parties has been settled
amicably through the process of mediation and as per
memorandum of agreement dated 18.07.2024, both parties have
agreed not to proceed with the case, withdraw all pending cases



between them and to live separately and for this, the petitioner offered to pay **Rs. 50,000/-** (Rupees fifty thousand), as full and final settlement amount to opposite party no. 2 and opposite party no. 2 has accepted the offer and gave her consent.

4. Here, it is relevant to mention that earlier, vide order dated 08.05.2024, with consent of the parties, the matter was referred to Mediation & Conciliation Centre of Patna High Court to explore the possibility of settlement between the parties, which has been resolved, vide report of the Mediator dated 18.07.2024, kept at flag 'B'.

5. In view of aforesaid facts and circumstances, in the event of arrest/surrender within a period of six weeks from today, let the petitioner, as named above, be enlarged on bail on furnishing bail-bond of **Rs.10,000/-** (ten thousand) with two sureties of the like amount each to the satisfaction of learned A.C.J.M. - I, Sherghati, District – Gaya / concerned court in connection with Sherghati (Dobhi) P.S. Case No. 530 of 2019, subject to condition as laid down under Section 438(2) of the Code of Criminal Procedure with further condition to ***the petitioner shall abide by all the terms & conditions, mentioned in Memorandum of Agreement dated 18.07.2024 annexed with the Mediator's report (flag 'B'), failing which,***



*learned Court below shall be at liberty to cancel the bail-bond
of the petitioner.*

(Prabhat Kumar Singh, J)

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