

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.20103 of 2023**

Arising Out of PS. Case No.-680 Year-2019 Thana- SAHARSA COMPLAINT CASE  
District- Saharsa

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Gopal Sada Son Of Dinesh Sada Resident Of Village - Pastpar Hata, Musahri,  
P.S.- Saur Bazar (Patarghat O.P.), District - Saharsa.

... .. Petitioner/s

Versus

1. The State of Bihar
2. Chandika Devi Wife of Gopla Sada D/O Yogendra Sada, Presently Residing  
Village - Bhelwapatti Dhabauli, P.S.- Saur Bazar (Patarghat O.P.), District -  
Saharsa.

... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr.Kanchan Jha  
For the Opposite Party/s : Mr.Syed Mojibur Rahman

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**CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN**  
**ORAL ORDER**

3      29-01-2024                      Heard learned counsel for the parties.

2. In spite of valid service of notice, none is appeared  
on behalf of the opposite party no. 2.

3. The petitioner apprehends his arrest in a case  
registered for the offences punishable under Sections 498A,  
323 of the Indian Penal Code and Section 4 of the Dowry  
Prohibition Act.

4. Petitioner, who is husband of opposite party  
no.2., 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 anticipatory 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 Saharsa Complaint Case No. 680C of 2019, 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 one time settlement.

**(Anjani Kumar Sharan, J)**

devendra/-

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