

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.24884 of 2024

Arising Out of PS. Case No.-1204 Year-2022 Thana- GAYA COMPLAINT CASE District-
Gaya

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Md. Saddam Son Of Md. Annu Resident Of Village- Pirbigha, Ps- Chakand,
Dist- Gaya

... .. Petitioner/s

Versus

1. The State of Bihar
2. Ruksar Praveen Wife Of Md. Saddam Resident Of Village- Tekari
Chawanibag, Ps- Tekari, Dist- Gaya

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Deepak Kumar
For the Opposite Party/s : Mr. Akshay Lal Pandit
Mr. Sanjay Kr. Sinha

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

4 13-08-2024 Heard learned counsel for the petitioner, State and
complainant / opposite party no. 2.

2. The petitioner, husband of opposite party no. 2,
apprehends his arrest in a complaint case punishable for the
offence under Section 498A of the Indian Penal Code.

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 both parties have
agreed to live separately and for this, the petitioner offered to
pay **Rs. 3,000/-** (Rupees three thousand) per month 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, 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 in terms of Memorandum of Agreement annexed with Mediator’s report, kept at flag ‘M’.

5. Considering the fact that dispute between the parties has been resolved, the prayer for anticipatory bail of petitioner is allowed.

6. Let the petitioner, as named above, in the event of arrest/surrender within a period of six weeks from today, 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 J.M. 1st Class, Gaya in connection with Complaint Case No. 1204 of 2022, subject to condition as laid down under Section 438(2) of the Code of Criminal Procedure with further condition that *petitioner shall abide by all the terms & conditions, mentioned in Memorandum of Agreement, 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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