

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No. 36157 of 2024

Arising Out of PS. Case No.-254 Year-2021 Thana- ROHTAS COMPLAINT CASE District-
Rohtas

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Rajnish Kumar @ Golu Son of Rajesh Prasad R/O Mohalla- Nooranganj,
Bauliya Road, P.S. and P.O.- Sasaram, Dist.- Rohtas

... .. Petitioner/s

Versus

1. The State of Bihar
2. Shobha Devi @ Shobha Kumari W/O Rajnish Kumar @ Golu , D/O Late
Laxman Prasad R/O Vill.- Nooranganj, Bauliya Road, P.S. and P.O.-
Sasaram, Dist.- Rohtas. At present R/O Mohalla- Kuraich Mahavir Sthan,
Ward No.6, P.S. and P.O.- Sasaram, Dist.- Rohtas

... .. Opposite Party/s

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Appearance :

For the Petitioner/s :	Mr. Baban Kumar, Advocate
For the Opposite Party/s :	Mr. Rana Randhir Singh, APP
	Mr. Sanjay Kumar Tiwary, Advocate

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 08-08-2024 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 Sections 341, 323, 498A, 504, 506, 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 resolved
amicably through the process of mediation and as per
Memorandum of Agreement, annexed with the Mediator's



report, both parties have agreed to live separately and for this, the petitioner offered to pay **Rs. 4,00,000/-** (Rupees four lacs) in two installments, as full and final settlement amount as also the petitioner shall return the gift/goods, given at the time of marriage, 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 'A'.

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 S.D.J.M., Rohtas at Sasaram in connection with Complaint Case No. 254 of 2021, subject to condition as laid down under Section 438(2) of the Code of



Criminal Procedure with further following condition:

“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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