

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.65554 of 2023

Arising Out of PS. Case No.-170 Year-2022 Thana- NALANDA COMPLAINT CASE
District- Nalanda

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SURAJ KUMAR SON OF LATE NARESH PRASAD RESIDENT OF
VILLAGE CHANDI BAZAR, NEAR HANUMAN MANDIR, PS CHANDI,
DIST- NALANDA

... .. Petitioner/s

Versus

1. The State of Bihar
2. KAJAL KUMARI D/O GANESH PRASAD MOHALLA- RAJA PRATAP
NAGAR, ISLAMPUR WARD NO. 8, PS- ISLAMPUR, DIST- NALANDA

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Vibhuti Ranjan Sonvadra, Adv.
For the Opposite Party/s : Mr.Binod Kumar, APP

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CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

3 19-03-2024 Heard learned counsel for the petitioner and learned APP

for the State. Despite valid service of notice, nobody has entered

appearance on behalf of the complainant.

2. Petitioner apprehends his arrest in a case registered u/s

323, 498(A) of the IPC and section 4 of D.P. Act.

3. Allegation against the petitioner is of committing torture

upon the victim due to non-fulfillment of demand of dowry.

4. 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 dowry demand and has been

falsely implicated in the present case due to grudge. 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 ready and willing to keep his wife with full honour and dignity.

5. 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 Complaint Case No.170(C)/2022, subject to the condition as laid down under Section 438 (2) of the Cr.P.C.

6. 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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