

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.16128 of 2024

Arising Out of PS. Case No.-1351 Year-2022 Thana- BHOJPUR COMPLAINT CASE
District- Bhojpur

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Dharmendra Gupta @ Dharmendra @ Dharmendra Kr. Son of Hari Prasad @ Harinarayan Gupta R/o Village- Gahmar, P.S.- Gahmar, District- Gajipur, U.P., Presently residing at Shahbad Dairy A Block, Plot No. 226, Main Babana Road, New Delhi, P.S.- Prahladpur, District- Rohini, New Delhi

... .. Petitioner/s

Versus

1. The State of Bihar
2. Rubi Kumari D/o Ramlal Sah, W/o Dharmendra Kumar @ Dharmendra Gupta R/o Village- Gaura, P.S.- Bihiya (Bahoranpur O.P.), District- Bhojpur

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Diwakar, Adv.
For the Opposite Party/s : Mr. Nand Kumar, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE S. B. PD. SINGH
ORAL ORDER

6 31-01-2025 Heard learned counsel for the petitioner and

learned APP for the State.

2. The instant application for anticipatory bail has been filed by the petitioner apprehending his arrest in a case instituted for the offence punishable under Sections 498(A)/34 of the I.P.C. and Section 3/4 of D.P. Act.

3. As per the allegation, complainant was married to petitioner in the year 2017. It is further alleged that petitioner and other accused persons started torturing the complainant for dowry of Rs. 4,00,000/- (four lakh rupees).



4. From perusal of the mediator's report (Flag 'M'), it appears that the dispute between the parties could not be settled through the process of mediation. Hence, mediation failed.

5. In pursuance to the direction of this Court, both parties appeared with the respective counsel. Petitioner (husband of O.P. No. 2) is ready to keep his wife (O.P. No. 2) with full honour and dignity but O.P. No. 2 flatly denied to lead the conjugal life, with the petitioner, without any just and cogent reason.

6. Learned A.P.P. for the State has vehemently opposed the prayer of bail and submitted that mediation failed.

6. Having heard learned counsel for the parties and in the facts and circumstances of the case as stated above, this Court is inclined to enlarge the petitioner on bail. The petitioner is directed to surrender in the Court below within a period of four weeks from today and in the event of his arrest or surrender in connection with Complaint Case No. 1351 (C) of 2022, he will be enlarged on bail on furnishing bail bond of



Rs. 10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of learned Sub Divisional Judicial Magistrate Ara, subject to the conditions as laid down under section 438(2) of the Cr.P.C.

(S. B. Pd. Singh, J)

Nirajkrs/-

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