

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.62348 of 2024

Arising Out of PS. Case No.-267 Year-2023 Thana- COMPLAINT CASE District- Supaul

Ajay Kumar @ Ajay kumar Yadav S/o- Bhmesh Prasad Yadav @
Bhmeshwar Prasad Yadav village- Dharahar, Mahadev Asthan ward no 13,
Ps- Raghapur Dist- Supaul

... .. Petitioner/s

Versus

1. The State of Bihar
2. Anita Devi @ Anita Kumari W/o- Ajay Kumar, D/o- Shyam Prasad Yadav
Village- Kyotapati W.No-7, Ps- Kishanpur Dist- Supaul

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr.Pratibha Ssrivastava, Advocate
For the Opposite Party/s	:	Mrs.Sucheta Yadav, APP
For the O.P No. 2	:	Mr. Prafull Chandra Thakur, Advocate

CORAM: HONOURABLE JUSTICE SMT. SONI SHRIVASTAVA
ORAL ORDER

- 4 05-05-2025 1. Heard learned counsel for the petitioner, learned
APP for the State and learned counsel for the opposite party no.
2.

2. The petitioner apprehends his arrest in connection
with Complaint Case no. 267C of 2022 registered under
Sections 498A and 494 of the Indian Penal Code.

3. As per the prosecution case, the complainant states
that her marriage was solemnized with the petitioner in the year
2010. After some years of marriage, all accused persons
including the petitioner herein started to assault her mentally
and physically on account of non-fulfillment of demand of
dowry and ultimately ousted her from matrimonial house.



4. Learned counsel for the petitioner submits that earlier vide order dated 16.12.2024, the matter was sent to the Patna High Court, Mediation Center for reaching settlement between the parties and a report of the Mediation Centre is available on the record.

5. A perusal of the same would go to show that memorandum of agreement has been prepared between the parties in the Mediation Proceeding No. 1909 of 2024 dated 22.04.2025. It clearly shows that the petitioner has agreed to keep his wife with full dignity and honour and the opposite party no. 2 has also agreed to live with her husband. They will take care of their children as responsible parents. Hence, no dispute remains between them.

6. The application for anticipatory bail is opposed by learned A.P.P. for the State.

7. In such view of the matter and also taking into consideration the mediation report of settlement between the parties, it is directed that the petitioner, above named, in the event of his arrest or surrender before the learned Court below within a period of four weeks, be released on anticipatory bail in connection with Complaint Case no. 267C of 2022 on furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) with



two sureties of the like amount each to the satisfaction of the learned A.C.J.M-III, Supaul, subject to the condition laid down under Section 438(2) of the Code of Criminal Procedure/Section 482(2) of the B.N.S.S, 2023 and subject to the further condition that both the parties would strictly abide to the terms and condition of the settlement. In any case of violation of the same, the opposite party no. 2 is at liberty to approach the learned Court below for cancellation of anticipatory bail of the petitioner.

(Soni Shrivastava, J)

Harsh/-

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