

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL APPEAL (SJ) No.4457 of 2024**

Arising Out of PS. Case No.-104 Year-2024 Thana- NIRMALI District- Supaul

Akash Kumar Mahto Son of Birendra Mahto R/O Nirmali ward no. 4, P.S.-
Nirmali, Dist.- Supaul

... .. Appellant/s

Versus

- 1 . The State of Bihar
- 2. Priyanka Kumari Wife of Akash Kumar Mahto, D/O Rajiv Kumar Paswan
R/O Kulhaiya Ward no. 2, P.S.- Marauna, Dist.- Supaul.

... .. Respondent/s

Appearance :
For the Appellant/s : Mr. Sandeep Kumar Mandal , Advocate
Ms. Priya Raj, Advocate
Mr. Dr Satyendra Kumar Shrivastava, Advocate
For the Respondent/s : Mrs. Usha Kumari 1, Spl. PP

**CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER**

4 11-09-2025 Heard learned counsel for the parties. Despite

valid service of notice , nobody appears on behalf of respondent

No. 2.

2. This appeal has been filed for setting aside order
dated 11.6. 2024 passed in a case registered for the offence
punishable under sections 341, 323, 498(A), 506/34 of I.P., 3/4
of D.P. Act and 3(i) (r) (s), 3 (2) (va) of SC/ST Act, whereby the
prayer for anticipatory bail of the appellant has been rejected.



3. As per the prosecution case , informant namely Priyanka Kumari alleged that she was married to this appellant three years ago and thereafter, she went to her matrimonial house . After some time of marriage , all the F.I.R. named accused persons including this appellant started torturing and harassing informant for the demand of dowry and due to non-fulfillment of the same , accused persons used to abuse her by caste name and also threatened her with dire consequences.

4. It is submitted on behalf of the appellant that earlier the matter was referred to Mediation Center vide order dated 06.03.2025 and dispute between the parties has already been resolved through the process of mediation vide mediation report dated 14.07.2025 in Mediation Proceeding No. 340 of 2025 .

5 . Learned special Public Prosecutor for the State does not dispute the contention made on behalf of appellant.

6. Considering the aforesaid facts, this appeal is allowed and the impugned order is set aside. Let the appellant, named above, in the event of arrest/surrender within a period of eight weeks from the date of receipt/production of a copy of this order, 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 the learned Addl. Session Judge- I,



Supaul in connection with Nirmali Police Station Case No. 104 of 2024 , with further condition that petitioner shall abide by the terms & conditions of the agreement, arrived at between both parties before the Mediator.

(Prabhat Kumar Singh, J)

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