

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.4882 of 2026**

Arising Out of PS. Case No.-295 Year-2023 Thana- COMPLAINT CASE - DEHRI-ON-  
SONE District- Rohtas

=====

Tabrez Khan @ Md. Tabrez Khan S/o- Late Nasimuddin Khan Village-  
Guljarbag, Ward no. 21, PS- Bikramganj, Dist-Rohtas

... .. Petitioner/s

Versus

1. The State of Bihar
2. Juhi Khatoon D/o- Salamuddin Khan, W/o- Tabrez Khan Village-  
Makaraeen, PS- Dehri, PO- Dalmiyanagar, Dist- Rohtas

... .. Opposite Party/s

=====

**Appearance :**

|                            |                                 |
|----------------------------|---------------------------------|
| For the Petitioner/s :     | Mr. Rajani Kant Singh, Advocate |
| For the Opposite Party/s : | Mr. Madan Kumar, APP            |
|                            | Mr. Abhishek Kumar, Advocate    |
|                            | Mr. Ravi Kant, Advocate         |

=====

**CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY**  
**ORAL ORDER**

4      29-04-2026                      1. Heard learned counsel for the petitioner, learned  
  
APP for the State and learned counsel for the opposite party  
  
no.2/complainant.

2. The petitioner has preferred this application for  
grant of anticipatory bail apprehending his arrest in connection  
with Complaint Case no. 295 of 2023, registered under sections  
498A, 323, 341, 504, 506 and 34 of Indian Penal Code and  
sections 3 and 4 of the D.P. Act.

3. As per the prosecution case, the complainant-  
opposite party no.2 was married to the petitioner herein about  
1½ years before filing of the complaint. The complainant makes  
allegations of abuse, assault and torture against the accused



persons including the petitioner herein for non-fulfillment of dowry to the tune of Rs. 2 lacs, motorcycle and a gold chain.

4. Learned counsel for the petitioner submits that cognizance was taken under sections 498A and 323 of the Indian Penal Code. During pendency of the instant application, the parties were referred for mediation where a settlement was arrived at between the parties on 18.3.2026, a copy of which is available in the records of the case.

5. It is further submitted that one again dispute has cropped up in so far as while the petitioner claims that the opposite party no.2 did not accompany him after the settlement, the opposite party no.2 states that she was not taken by the petitioner. The petitioner has no criminal antecedent and undertakes to cooperate in the case.

5. The application for anticipatory bail is opposed by learned A.P.P. for the State and learned counsel for the complainant. Learned counsel for the complainant submits that by his actions of entering into a compromise which was only for the purpose of getting bail from this Court, the petitioner has been able to mislead not only the opposite party no.2 but also the Court. Not having acted in accordance with the terms of the agreement arrived at before the Patna High Court Mediation



Committee, the application for bail be rejected.

6. For ready reference, the copy of the agreement arrived at between the parties is being reproduced herein below :-

**पटना उच्च न्यायालय मध्यस्थता केन्द्र**  
**मेमोरेडम ऑफ एग्रीमेंट**  
**मध्यस्थता कार्यवाही संख्या-316 ऑफ 2026**  
**[Arising out of Criminal Miscellaneous No.4882 of 2026]**

An agreement made on 18.03.2026 at the Patna High Court Mediation Centre, between,  
 Tabrez Khan @ Md. Tabrez Khan S/o- Late Nasimuddin Khan Village- Guljarbag, Ward no. 21, PS- Bikramganj, Dist-Rohtas.  
 ----- Petitioner/(First Party).

And

Juhi Khatoon D/o- Salamuddin Khan, W/o- Tabrez Khan Village- Makaraeen, PS- Dehri, PO- Dalmiyanagar, Dist- Rohtas.  
 ----- Opposite party No.2/ (Second Party).

- आज दिनांक 18.03.2026 को पति तबरेज खान उर्फ मो0 तबरेज खान, प्रथम पक्ष, पत्नी जूही खातुन, द्वितीय पक्ष, के साथ पटना उच्च न्यायालय मध्यस्थता केन्द्र में अपने मध्यस्थता कार्यवाही में उपस्थित हुए। ये लोग पति-पत्नी एक साथ रहने को तैयार है।
- यह कि प्रथम पक्ष एवं द्वितीय पक्ष दिनांक 18.03.2026 को पटना उच्च न्यायालय मध्यस्थता केन्द्र, पटना से ही दोनों पक्ष उपस्थित हुए और यही से प्रथम पक्ष अपनी पत्नी को विदा कराकर जहाँ वे काम करते हैं वहीं ले जा रहे हैं और वादा किये कि आगे भी अपनी पत्नी को सही ढंग से प्रेमपूर्वक रहेंगे और किसी तरह का दुर्व्यवहार नहीं करेंगे एवं पति एवं पत्नी अपने-अपने कर्तव्यों का पालन सही ढंग से करेंगे।
- यह कि प्रथम पक्ष के कोई संबंधी पति-पत्नी के संबंधों में कोई दखलअंदाजी नहीं करेंगे वैसे ही द्वितीय पक्ष के माता-पिता, भाई एवं अन्य कोई संबंधी प्रथम पक्ष के परिवार एवं पति-पत्नी के संबंधों में कोई दखलअंदाजी नहीं करेंगे।
- यह कि प्रथम पक्ष द्वितीय पक्ष का पूरा भरण-पोषण, मान-सम्मान एवं प्यार के साथ रखेंगे। प्रथम पक्ष द्वितीय पक्ष से मार-पीट, गाली-गलौज नहीं करेंगे।
- यह कि दोनों पक्षों के बीच अच्छा सम्बन्ध रहने पर छः माह के बाद दोनों पक्ष निचली न्यायालय में लम्बित केस को इस समझौता पत्र के आधार पर समाप्त करवा लेंगे।
- यह कि दोनों पक्ष अपने मन से बिना किसी भय या दबाव से यह समझौता कर रहे हैं।
- यह कि दोनों पक्ष उपरोक्त अनुबंध को पढ़ व पढ़वाकर एवं समझकर अपने पूर्व विवाद को सुलह करते हुए अपने-अपने हस्ताक्षर करेंगे।

*Tabrez Khan*  
 (तबरेज खान उर्फ मो0 तबरेज खान)  
 प्रथम पक्ष का हस्ताक्षर  
 दिनांक 18.03.2026

*Rajni Kant L*  
 प्रथम पक्ष के अधिवक्ता का हस्ताक्षर  
 AUIN.- 1737  
 दिनांक 18.03.2026

*जूही खानुन*  
 (जूही खातुन)  
 द्वितीय पक्ष संख्या-2 का हस्ताक्षर  
 दिनांक 18.03.2026

*Rajni Kant, Adv*  
 द्वितीय पक्ष के अधिवक्ता का हस्ताक्षर  
 AUIN.- 103992  
 दिनांक 18.03.2026

7. Having heard learned counsel for the parties and taking into consideration the nature of allegations against the petitioner in the complaint and the petitioner not having any criminal antecedent, 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. 295 of 2023 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 Judicial Magistrate, 1<sup>st</sup> Class, Dehri, District-Rohtas.

**(Partha Sarthy, J)**

Shiv/-

|   |  |   |  |
|---|--|---|--|
| U |  | T |  |
|---|--|---|--|

