

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.40575 of 2025**

Arising Out of PS. Case No.-411 Year-2017 Thana- KATIHAR COMPLAINT CASE
District- Katihar

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Md. Naziruddin @ Anikul Shekh @ Aanikul Shekh S/o- Abdul Hakim @
Bhola Mistri Resident of Mohalla-Niyamat Hazi Tola PS- Radha Nagar
District- Sahebganj Jharkhand Petitioner/s

Versus

1. The State of Bihar Bihar
2. Bibi Nayera Khatoon @ Nayera W/o- Md. Naziruddin @ Anikul Shekh @
Aanikul Shekh, D/o- Late Bilet Ali @ Md. Wilayat Ali Village- Muslim Tola
Bolia Ps- Manihari Dist- Katihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Bimal Kumar, Advocate
For the Opposite Party/s : Mr.Bishweshwar Ram, APP

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CORAM: HONOURABLE MR. JUSTICE RAJIV ROY
ORAL ORDER

5 19-03-2026 Heard the parties.

2. The petitioner is apprehending arrest in connection
with C.A. Case No. 411 of 2017 instituted under Section 498(A)
of the Indian Penal Code.

3. The prosecution case, in brief, is that the O.P. No. 2
filed a complaint in the court of learned Chief Judicial
Magistrate, Katihar stating therein inter alia that she is legally
wedded wife of the accused no. 1 and her marriage was
solemnized on 10.01.2011 and she started leading her conjugal
life in good manner about two years. In course of time, she
became pregnant but it was aborted by the accused persons and
thereafter all the accused persons started torturing her physically
and mentally and demanded dowry of Rs. One lakh.

4. Allegation is that in continuation of torture, in the



month of December 2014, she was ousted from her matrimonial house, three Pleader notices were given and seeing no chance of compromise and restoration of conjugal life, she filed the present Complaint Case.

4. On the ground that the petitioner will appear before the Mediator, the coordinate 03.09.2025 sent the matter to the Mediation Centre where the parties were to appear and in that background, interim protection was granted to the petitioner.

5. The Mediator's report dated 12.11.2025 has come and it records as under:

MEDIATOR'S REPORT
Mediation Proceeding No.1343 of 2025
[Arising out of Criminal Miscellaneous
No.40575 of 2025]

Md. Naziruddin @Anikul Shekh

Aanikul Shekh

Versus

The State of Bihar & Anr

Opposite Party No.2 is present but none appeared for petitioner who is absent for last three dates continuously nor his Ld. Counsel turn-up even once.

In absence of petitioner or his Ld.



*Counsel the mediation could not be
proceeded as he has never took interest.*

Hence, the mediation is failed.

(Ravi Shankar Sahay)

Mediator

6. The matter is of the year 2017. Despite that, since the petitioner further undertook to go for mediation, in that background, the coordinate bench sent the matter to the Mediation Centre and granted interim relief to the petitioner. The petitioner chose not to avail it. The Mediator adjourned the matter thrice but he chose to absent himself on all the dates assigned by the Mediator.

7. Though, learned counsel for the petitioner tried to impress upon this Court on the merit of the case, considering the aforesaid facts, it would be appropriate that he seek bail.

9. The anticipatory bail application stands rejected.

(Rajiv Roy, J)

Ravi/-

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