

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.56173 of 2025

Arising Out of PS. Case No.-2726 Year-2024 Thana- SARAN COMPLAINT CASE District-
Saran

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Nitesh Kumar @ Nitesh Kumar Ray @ Nitesh Rai S/o Rajkishore Rai R/o
Village - Katea, P.S - Janta Bazar, District -Saran at Chapra

... .. Petitioner/s

Versus

1. The State of Bihar
2. Sandhya Kumari D/o Jagat Narayan Rai R/o Village - Nagdiha, P.S -
Baniyarpur, District - Saran at Chapra

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Avinash Kumar Pandey, Adv.

For the Opposite Party/s : Mr.Md. Shakir Ahmad, APP

Mr.Ravi Prakash, Adv.for OP-2

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

4 03-02-2026 Heard learned counsel for the petitioner, learned

A.P.P. for the State and learned counsel for opposite party no. 2.

2. The petitioner, husband of opposite party no. 2,
apprehends his arrest in a complaint case punishable for the
offence under Sections 85, 115(2), 329(4), 333, 303, 3(5) of the
B.N.S., 2023 and Sections 3/4 of the Dowry Prohibition Act.

3. At the outset, learned counsel for the petitioner
submits that the dispute between the parties has been settled
amicably through the process of mediation and both parties have
agreed to live together, as husband and wife. Petitioner also
undertakes to keep opposite party no. 2 with full respect and
dignity.

4. Learned counsel for the opposite party no. 2 does
not dispute the aforesaid contention and confirms the fact



regarding the settlement entered into between the parties.

5. Here, it is relevant to mention that earlier, with consent of the parties, the matter was referred to Mediation & Conciliation Centre of Patna High Court to explore the possibility of settlement between the parties, which has been resolved in terms of Memorandum of Agreement annexed with Mediator’s report.

6. In view of aforesaid facts and circumstances, in the event of arrest/surrender within a period of eight weeks from today, let the petitioner, as named above, 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 learned J.M. 1st Class, Saran at Chapra in connection with Complaint Case No. 2726 of 2024, subject to condition as laid down under Section 482 of the B.N.S.S. with condition *that petitioner shall abide by all the terms & conditions, mentioned in Memorandum of Agreement, failing which, the learned Trial Court would be at liberty to cancel the bail-bond of petitioner.*”

(Prabhat Kumar Singh, J)

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