

Arising Out of PS.Case No. -354 Year- 2013 Thana -VAISALI COMPLAINT CASE District-
VAISHALI(HAJIPUR)

Versus

.... Opposite Party/s

For the Petitioner/s : Mr. Bela Singh
For the Opposite Party/s : Mr. Manish Kumar-Ii(App)

The complainant alleged that the marriage of her daughter Palawi Kumari @ Gunja Kumar was settled with Binod Kumar (petitioner herein). The Tilak ceremony was performed in which articles like, gold ring, gold chain, clothes worth Rs.40,000/- along with cash of Rs.11,000/- and other gifts were given to the petitioner and Rs.25,000/- was given to Shesh Nath Tiwary, father



of the petitioner. A week before the marriage, the petitioner along with other accused started demanding Hero Honda Passion motorcycle as dowry and told that if the demand is not fulfilled, the marriage would not be performed. The complainant refused to fulfill the demand and went to the house of the accused persons for return of all gifted articles, but the petitioner and other accused persons refused to return the same.

It has been submitted by the counsel for the petitioner that neither the complainant has ever come to the house of the petitioner nor any photograph of the engagement ceremony has been filed in the Court. It has further been submitted that the Co-ordinate Bench of this Court has granted the privilege of anticipatory bail to other co-accused persons in Cr. Misc. No. 31098 of 2015 dated 30.07.2015, for the same and similar allegation, as the allegation being general against all the accused persons.

Under such circumstances, I do not propose to take a different view and let the above-named petitioner in the event of his arrest or surrender before the court below within a period of six weeks from today be released on bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) with two sureties of like amount

each to the satisfaction of learned Sub-divisional Judicial Magistrate, Vaishali, in connection with Trial No. 2991 of 2013 arising out of Complaint case no. 354 of 2013, subject to the conditions as laid down under Section 438 (2) Cr. P.C.

(Nilu Agrawal, J)

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