

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.29470 of 2014

Arising Out of PS.Case No. -2491 Year- 2013 Thana -SIWAN COMPLAINT CASE District-
SIWAN

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1. Raj Kumar Ram son of Munnilal Ram.
2. Munni Lal Ram son of late Dharichhan Ram.
3. Makhan Devi wife of Munni Lal Ram
All resident of village - Bhada Kala, P.S. Siwan Muffasil, District - Siwan.
..... Petitioner/s

Versus

1. The State of Bihar.
2. Neha Devi wife of Raj Kumar Ram, Daughter of Bigu Ram resident of
Village - Danauti, P.S. Daraunda, Distt - Siwan.
..... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Javed Aslam
For the Opposite Party/s : Mr. Raj Kishore Singh(App)

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CORAM: HONOURABLE MR. JUSTICE KISHORE KUMAR MANDAL
ORAL ORDER

5 22-06-2015 Heard Counsel for the petitioners and learned APP for the
State.

The petitioners herein are the husband, father-in-law and
mother-in-law respectively of the complainant. They apprehend
their arrest in Complaint Case No. 2491 of 2013 instituted under
Sections 498A, 406 and 324/34 of the Indian Penal Code.

The allegation is that the complainant was tortured by the
family members of the husband of the complainant on account of
non-fulfilment of dowry. Counsel for the petitioners, drawing
attention to Annexure-2, submits that the complainant had earlier
made a ferdbeyan in which she has not alleged against the husband
regarding putting her on fire. A different story was spelled out.

Subsequently, the complaint was lodged after few weeks.

Under the facts and circumstances of the case, I am inclined to privilege them with anticipatory bail. In the event of arrest or surrender in the Court below within four weeks, the petitioners abovenamed are directed to be released on anticipatory bail on furnishing bail bond of Rs. 10,000/- (ten thousand) each with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Siwan in Complaint Case No. 2491 of 2013 subject to the condition as laid down under Section 438(2) of the Cr.P.C. with the further following conditions:

(i) One of the bailers shall be the own/close family members of the petitioners.

(ii) In case of framing of charge, the petitioners will appear in person on each and every date fixed in the Court below. In case of default in doing so on two consecutive occasions without any cogent/satisfactory reason, the Trial Court shall have liberty to cancel the bail bond of the petitioners and secure their arrest in accordance with law.

(Kishore Kumar Mandal, J)

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