

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.23493 of 2016

Arising Out of PS.Case No. -49 Year- 2014 Thana -SONBERSA District- SITAMARHI

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1. Pravin Kumar Mishra @ Praveen Mishra @ Pravin Kumar Son of Mehesh Mishra Resident of Village- Singhwahini Jankinagar, PS Sonbarsa District Sitmarhi.

.... Petitioner/s

Versus

1. The State of Bihar.
2. Arti Devi@Arti Mishra Daughter of Uprakant Jha Resident of Malargawa, ward no. o8, PS Malargawa, District Sarlahi Nepal.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Bimlesh Kumar Pandey
For the Opposite Party/s : Mr. Rana Randhir Singh(App)

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

2 25-05-2016 Heard learned counsels for the petitioner and the State.

The petitioner has renewed his prayer for anticipatory bail in a case registered for the offences punishable under Sections 495,420 and 494/34 of the Indian Penal Code and sections 3 and 4 of Dowry Prohibition Act.

The basic accusation is of torture for non fulfillment of dowry demands. The informant is resident of Nepal and the petitioner was working in Nepali News Channel when he developed intimacy with the informant. The petitioner conveyed the informant that his first wife is dead hence she performed marriage with him in a temple but subsequently dowry

was demanded. Thereafter, the informant came to know that the first wife of the petitioner namely Bijita Mishra.

It is submitted by the learned counsel for the petitioner that the petitioner never performed marriage with the informant. Earlier bail application of the petitioner was permitted to be withdrawn since the petitioner executed bonds in pursuance to the notice issued under section 41A of the Cr.P.C.

Considering the fact that earlier anticipatory bail was permitted to be withdrawn, this court is not inclined to grant anticipatory bail to the petitioner. However, let the learned court below consider the prayer for regular bail of the petitioner in case the petitioner surrenders within six weeks from today in connection with Sonbarsa P.S. Case No. 49 of 2014 pending in the court of learned C.J.M. Sitamarhi. The bail application of the petitioner may be disposed of preferably on the same day.

This application is disposed of with the aforesaid observation/direction.

(Dinesh Kumar Singh, J)

Anil/-

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