

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.33616 of 2016

Arising Out of PS.Case No. -85 Year- 2016 Thana -BENA District- NALANDA (BIHARSHARIFF)

- =====
1. Randhir Kumar @ Ranveer Kumar
 2. Nivas @ Rakesh Ranjan Kumar
- Both sons of Sideshwari Prasad @ Sipahiji resident of Village - Marsua,
P.S. - Ben, District - Nalanda.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Satya Prakash

For the Opposite Party/s : Mr. Sri Sanjay Kumar Tiwary 1

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

02/ 09-08-2016

Heard learned counsels for the petitioners and
the State.

The petitioner being the brothers of the husband
of the informant are apprehending his arrest in a case registered
for the offences punishable under Sections 498A, 354A, 379,
341 of the Indian Penal Code and 3/4 of Dowry Prohibition Act.

The basic accusation is of torture for non-
fulfillment of demand of dowry. It is alleged against the
petitioners that they attempted to outrage the modesty of the
informant.

It is submitted by learned counsel for the
petitioners that the accusation has been levelled against the

petitioners since they happen to be brothers of the husband of the informant. They claimed to be separate from the husband of the informant.

A statement has been made in paragraph 3 of the petition that the petitioners have no criminal antecedent.

Considering the nature of accusation, deliberately the husband has not been made accused and in the background of property dispute the accusation has been levelled when the petitioners are ready to allow the informant to enjoy her share of property in the matrimonial house, let the above named petitioners be released on anticipatory bail provisionally for one year in the event of his arrest or surrender before the learned court below within a period of twelve weeks from today, 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, Nalanda at Biharsharif in connection with Ben P.S. Case No. 85 of 2016, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

The bail bond of the petitioners will be accepted by the learned court below on filing separate affidavit to the effect that they will allow the informant to enjoy her share of



property in the matrimonial house. The provisional bail of the petitioners will be confirmed by the learned court below after getting report from the concerned police station about conduct of the petitioners after grant of provisional bail.



(Dinesh Kumar Singh, J.)

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