

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.33886 of 2017

Arising Out of PS.Case No. -1603 Year- 2016 Thana -PATNA COMPLAINT CASE District-
PATNA

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Vijay Tekriwal @ Vijay Tekariwal @ Vijay Kr. Tekariwal, Age about 60
Years S/o late Banarsilal Tekriwal R/o- 401, Sai Daffodils, New Lalji Tola,
Behind CDA Building, P.S. Gandhi Maidan, District & Town- Patna- 800
001

.... Petitioner

Versus

1. The State of Bihar.
2. Nidhi Tekriwal W/o- Vipul Tekriwal, age about 32 years Presently
residing at 302, Super City Plaza, Road No. 26, P.S.Sri Krishna Nagar,
District- Patna- 800 001

.... Opposite Parties

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Appearance :

For the Petitioner : Mr. Dayanand Singh, Advocate.

For the State : Mr. Yogendra Kr. Singh(App)

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH

ORAL ORDER

2 20-07-2017 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner is apprehending his arrest in connection
with Complaint Case No. 1603 (C) of 2016 for the offences
instituted under Sections 498(A), 323, 504, 406 of the IPC and 4
of the D. P. Act in which cognizance has been taken under Section
498(A) of the IPC and 4 of the D. P. Act.

The prosecution story, in brief, is that the accused
persons including the petitioner tortured the complainant due to
non-fulfilment of demand of dowry.

It has been submitted on behalf of the petitioner that the



petitioner has got no criminal antecedent. There is no allegation of tampering with the witnesses alleged against the petitioner. The case is triable by the Magistrate. He has falsely been implicated in the present case due to petty family dispute. The petitioner has further relied upon the judgment of this Court in the case of Md. Naimul Haque Ansari @ Naimul Haque Ansari & Ors. Vs. The State of Bihar, reported in 2006(3) PLJR 182. The petitioner is the father-in-law of the complainant. He is separate in mess and property from the husband of the complainant.

On behalf of the learned counsel for the State, it has been submitted that the petitioner is named in the complaint case.

Considering the aforesaid facts and circumstances, let the petitioner above named, be released on bail in the event of his arrest or surrender before the learned court below within a period of six weeks from today in connection with Complaint Case No. 1603 (C) of 2016 on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned S.D.J.M., Patna, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

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(Sudhir Singh, J)