

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.36257 of 2017

Arising Out of PS.Case No. -41 Year- 2017 Thana -SIMRA District-
WESTCHAMPARAN(BETTIAH)

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1. Chanchal Sah son of Mohan Sah resident of Villae Mahuar, P.S. Semara,
District West Champaran.

.... Petitioner

Versus

1. The State of Bihar
2. Neebha Devi wife of Chanchal Sah, daughter of Shyam at present
resident of Village Mahuar Police Station Semara, District West
Champaran.

.... Opposite Parties

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Appearance :

For the Petitioner/s : Mr. Milind Kumar Mishra

For the Opposite Party/s : Mr. Tapeswar Sharma

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 10-08-2017 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner seeks bail in a case instituted under
Sections 341, 342, 323, 498A, 504, 506/34 of the Indian Penal
Code and ¾ of D.P. Act.

The allegation against the petitioner is of committing
torture upon the victim due to non-fulfillment of the demand of
dowry.

It has been submitted on behalf of the petitioner that the
petitioner is in custody since 30.04.2017. The charge sheet has
been submitted in the present case. The petitioner has got no



criminal antecedent. There is no allegation of tampering of witnesses alleged against the petitioner. The petitioner has falsely been implicated in the present case. The case is triable by the Magistrate. Due to petty family dispute, the present case has been instituted against the petitioner. The petitioner has further relied upon the judgment of this court, in the case of ***Md. Naimul Haque Ansari Vs. The State of Bihar, reported in 2006(3) PLJR 182.***

On behalf of the state, it has been submitted that the petitioner is named in the F.I.R.

Considering the aforesaid facts and circumstances, let the petitioner above named, be released on bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned A.C.J.M., Bagaha, West Champaran, in connection with Semara P.S. case No.41 of 2017.

(Sudhir Singh, J)

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