

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.43347 of 2017**

Arising Out of PS.Case No. -1340 Year- 2015 Thana -GAYA COMPLAINT CASE District- GAYA  
=====

1. Amit Kumar @ Rinku, Son of Ashok Kumar @ Ashok Prasad Gupta,  
Resident of Village-Alipur, P.S.-Buniyadganj, District-gaya

.... .... Petitioner

Versus

1. The State of Bihar  
2. Rakhi Devi W/o Amit Kumar @ Rinku, D/o-Binod Prasad, R/o Village-  
Alipur, P.S.-Buniyadganj, District-Gaya at Present Address Village  
Sarbahda, P.S.-Khijersarai, Distt.-Gaya.

.... .... Opposite Parties  
=====

**Appearance :**

For the Petitioner/s : Mr. Sanjeev Kumar

For the Opposite Party/s : Mr. Rajendra Singh Shastriji  
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**CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH**  
**ORAL ORDER**

2      15-09-2017                      Heard learned counsel for the petitioner and learned  
counsel for the State.

The petitioner seeks bail in a case instituted under  
Sections 323, 341, 504, 498(A) of the Indian Penal Code.

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 06.07.2017. 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 Complaint Case.

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 C.J.M., Gaya in connection with Complaint case No.1340 of 2015.

**(Sudhir Singh, J)**

Amit/-

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