IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.47475 of 2017

Arising Out of PS.Case No. -120 Year- 2017 Thana -MAHILA P.S. District- NALANDA (BIHARSHARIFF)

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1. NIRAJ PANDEY @ SATARI BABA @SAFARI Son of Chotan Pandey.
2. Ruby Devi, Wife of Niraj Pandey @ Safari Baba. Both are residents of Mohalla- Samachak, Police Station- Barbigha, District- Sheikhpura.

.... Petitioners

Versus

1. The State of Bihar

.... Opposite Party

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Appearance :
For the Petitioner/s : Mr. Mani Bhushan Kumar
For the Opposite Party/s : Mr. Ajay Kumar-1

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 12-10-2017 Heard learned counsel for the petitioners, learned counsel for the informant and learned counsel for the State.

The petitioners seek bail in a case instituted under Sections 498A, 323, 313, 341, 504, 506/34 of the Indian Penal Code and ¾ of D.P. Act.

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

It has been submitted on behalf of the petitioners that the petitioners are in custody since 19.08.2017. The petitioners have got no criminal antecedent. There is no allegation of tampering of witnesses alleged against the petitioners. The

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petitioner No.1 is father-in-law of the victim and the petitioner no.2 is mother-in-law of the victim. They are separate in mess and property from the husband of the informant. The petitioners have 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 petitioners are named in the F.I.R.

Considering the aforesaid facts and circumstances, let the petitioners above named, be released on bail on furnishing bail bonds of Rs. 10,000/- (Ten Thousand) each with two sureties of the like amount each to the satisfaction of the learned S.D.J.M., Nalanda at Biharsharif, in connection with Mahila P.S. case No.120 of 2017.

(Sudhir Singh, J)

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