

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.49826 of 2017

Arising Out of PS.Case No. -24 Year- 2016 Thana -MAHILA P.S. District- NAWADA

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Manish Tiwari, S/O Murari Tiwari, R/M- Kalyanpur Gudu Sai, P.S. Muffasil, District-West Singhbhum (Jharkhand).

.... Petitioner

Versus

1. The State of Bihar.
2. Prem Lata Devi alias Nibha, D/O Rajendra Pathak, W/O Manish Tiwari, R/M- Ambedkar Nagar, P.O. and P.S. Nawadah, District-Nawadah.

.... Opposite Parties

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Appearance :

For the Petitioner : Mr. Ram Prawesh Kumar, Advocate.

For the State : Mr. Khurshid Anwar, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 17-10-2017 Heard learned counsel for the petitioner and learned A.P.P. for the State.

The petitioner is languishing in custody since 17.08.2017 in a case for the offence registered under Sections 498(A), 504/34 of the IPC and ¾ of the D. P. Act.

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

It has been submitted by learned counsel for the petitioner that the petitioner has got no criminal antecedent. There is no allegation of tampering with the witnesses alleged against the petitioner. The petitioner has falsely been implicated in the present case due to petty family dispute. The case is triable by the



Magistrate. 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.

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

Considering the aforesaid facts and circumstances, let the petitioner above named, be released on bail on furnishing bail bonds of Rs.10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned S.D.J.M. Nawadah, in connection with Mahila P.S. Case No. 24/2016.

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(Sudhir Singh, J)

