

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.27334 of 2017

Arising Out of PS. Case No.-2711 Year-2015 Thana- MUZZFARPUR COMPLAINT CASE
District- Muzaffarpur

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Prakash Kumar Sharma son of Late Sudhakar Sharma, resident of village
Koili, Police Station Nanpur, District Sitamarhi

... .. Petitioner/s

Versus

1. The State Of Bihar
2. Archana w/o Prakash Kumar Sharma, resident of village Koili, Police
Station Nanpur, District Sitamarhi

... .. Opposite Party/s

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Appearance :

For the Petitioner : Mr. Sunil Kumar, Advocate
For the State : Mr. Md. Anzarul Haque Sahara, APP

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

6 23-11-2017 No one appears on behalf of the opposite party No.2.

Heard learned counsel for the petitioner and learned APP
for the State.

The petitioner is apprehending his arrest in a case
registered under Section 498A of the Indian Penal Code.

The petitioner was granted provisional anticipatory bail by
order dated 01.07.2017.

Allegation against the petitioner is of committing torture
upon the victim due to non-fulfilment of demand of dowry.

It has been submitted on behalf of the petitioner that there
is no allegation of tampering of 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 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 State, it is submitted that the petitioner is named in the complaint case.

Considering the aforesaid facts and circumstances, the provisional bail granted to the petitioner by order dated 01.07.2017 is confirmed in connection with Complaint case No.2711 of 2015 (Trial No.350 of 2016) pending in the court of Additional Chief Judicial Magistrate I, Muzaffarpur.

(Sudhir Singh, J)

Narendra/-

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