

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.52878 of 2017

Arising Out of PS.Case No. -2 Year- 2015 Thana -MAHILA PS District- KATIHAR

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Sharwan Sah

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Vinay Ranjan

For the Opposite Party/s : Mr. Jagdhar Prasad

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 09-11-2017 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner seeks bail in a case instituted under
Sections 498(A)/34 of the Indian Penal Code and 3/4 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 13.08.2017. 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 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., Katihar, in connection with Mahila P.S. case No.02 of 2015.

(Sudhir Singh, J)

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