

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.56036 of 2017

Arising Out of PS.Case No. -41 Year- 2017 Thana -MAHILA P.S. District- SEKHPURA

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1. SUBODH PASWAN @SUBHASH PASWAN @SUBHASH KUMAR
PASWAN S/o Late Parmeshwar Paswan, R/o Village- Karai, P.S.- Ariyari,
District- Sheikhpura.

.... Petitioner

Versus

1. The State of Bihar.
2. Anita Raj W/o Ranjeet Paswan, R/o Village- Karai, P.S.- Ariyari,
District- Sheikhpura.

.... Opposite Parties

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Appearance :

For the Petitioner/s : Mr. Pankaj Kumar
For the Opposite Party/s : Mr. Madan Kumar

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 27-11-2017 Heard learned counsel for the petitioner and learned
counsel appearing on behalf of the State.

The petitioner is apprehending his arrest in a case
instituted under Sections 341, 323, 498(A), 354, 504, 506/34 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 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. The petitioner is cousin father-in-law of the victim. He is separate in mess and property from the husband of the victim. 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 anticipatory bail in the event of arrest or surrender before the learned court below within a period of six weeks from today in connection with Sheikhpura Mahila P.S. Case No. 41/2017 on furnishing bail bond of Rs. 10,000/-(Ten Thousand) with two sureties of the like amount each to the satisfaction of learned C.J.M., Sheikhpura, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

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