

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.1800 of 2017

Arising Out of PS.Case No. -165 Year- 2012 Thana -SULTANGANJ District- BHAGALPUR

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1. Radha Devi @ Radha Devi Jha, W/o Chandra Shekhar Jha
2. Chandra Shekhar Jha, S/o Late Damodar Jha
Both Resident of Village- Basnahi, P.S.- Basnahi, District- Saharsa
.... Petitioners

Versus

1. State of Bihar
2. Sunita Pathak, Daughter of Anant Pathak, Presently Residing at Professor
Colony, P.S.- Sultanganj, District- Bhagalpur
.... Opposite Parties

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Appearance :

For the Petitioners : Mr. Anuj Kumar, Advocate
Mr. Mithilesh Kumar Pathak, Advocate
Mr. Arun Kumar Prasad, Advocate
For the Opposite Parties : Mr. Sri Ajay Kumar -2 (APP)

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CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

2 25-01-2017 Heard learned counsel for the petitioners and the

State.

The petitioners apprehend their arrest in Sultanganj
P.S. Case No. 165 of 2012 instituted for the offence under Section
498A/34 of the Indian Penal Code and under Section 34 of Dowry
Prohibition Act.

It is alleged in the written report that informant was
married with Ajay Jha in the year 2003. She was tortured in her
sasural by her husband and other family members. She has further
alleged that during staying in Lucknow, her husband had
developed illicit relation with another lady and demanded dowry
and due to non-fulfillment of the same, she was ousted from the



house.

It is alleged that petitioners are father-in-law and mother-in-law of the informant. From the written report itself it appears that there is no any allegation of overt act against them. In the circumstances, prayer of the petitioners for anticipatory bail is allowed.

In the event of surrender/arrest of the petitioners, named above, within six weeks from today in connection with Sultanganj P.S. Case No. 165 of 2012, they shall be released on anticipatory bail on furnishing bail bonds of Rs.10,000/- (ten thousand) each with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Bhagalpur, subject to the conditions as laid down under Section 438(2) Cr.P.C.

(Sanjay Priya, J.)

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