

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.2741 of 2017

Arising Out of PS.Case No. -60 Year- 2016 Thana -SAHAJITPUR District- -

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Pankaj Pandey @ Pankaj Kumar Pandey son of Manager Pandey, R/o
village- Moujegao, P.S.- Sahajitpur, District- Saran.... Petitioner

Versus

The State of Bihar

... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Krishna Kant Singh

For the Opposite Party/s : Mr. Smt. Reena Sinha

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**CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN
SHARMA**

ORAL ORDER

2 31-01-2017 Heard learned counsel for the petitioner and learned
counsel representing the State.

The petitioner seeks bail in connection with Sahajitpur
P.S. Case No. 60 of 2016 registered for the offences punishable
under Sections 341, 323, 498A, 504/34 of the Indian Penal Code
and Sections 3/4 of Dowry Prohibition Act.

The informant was married to the petitioner on
11.03.2015 and after lapse of two months the petitioner and others
started demanding washing machine which was fulfilled by father
of the informant but thereafter, again after 3-4 months the
petitioner and others started demanding Rs. 3,00,000/- for business
and due to non-fulfillment started torturing her. The brother of the
informant came to meet but he was not allowed to meet with the
informant unless the amount of Rs. 3,00,000/- is paid and
thereafter, she was assaulted by the petitioner and others and when



on information the father and other family members came they were also assaulted by the petitioner and others. In the court below mediation was held, the informant went with the petitioner but again she was tortured and ousted from the matrimonial house.

Submission is of false implication and that the petitioner is ready to keep the informant with all dignity and comfort but the informant herself does not want to live with him. No dowry was ever demanded nor anyone has tortured her and as such he deserves sympathetic consideration to which the learned APP duly assisted by learned counsel for the informant opposes by submitting that the informant was tortured and assaulted by the petitioner for non-fulfillment of demand of dowry of Rs. 3,00,000/-.

In the facts and circumstances stated above, considering the allegation attributed against the petitioner, this Court is not inclined to enlarge the petitioner on pre-arrest bail, accordingly, his such prayer stands rejected.

(Jitendra Mohan Sharma, J)

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