

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.31444 of 2017

Arising Out of PS.Case No. -33 Year- 2017 Thana -KHANPUR District- SAMASTIPUR

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1. GHANSHYAM ISWAR @ GHANSHYAM ISHER Son of Late
Damodar Iswar, Resident of Village- Sadipur Ghat, P.S. Khanpur, District-
Samastipur Petitioner

Versus

1. The State of Bihar Opposite Party

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Appearance :

For the Petitioner : Mr. Nilesh Kumar, Adv.
For the State : Mr. Shyam Kumar Singh, APP 138
For the informant : Mr. Bijay Bhushan Prasad, Adv.

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CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL ORDER

2 13-07-2017 Heard the learned counsel for the petitioner and the
State.

This is a petition for grant of anticipatory bail for
offence under Sections 498A, 364A and 365 of the Indian Penal
Code.

The petitioner is brother of husband of Khushbu
Kumari. There is general and omni bus allegation against the
petitioner and other in-laws for demand of dowry and torture for
the same, including physical assault.

Submission of the learned counsel for the petitioner
is that the petitioner is ready to fully cooperate with the
investigation/trial of the case. The petitioner is not going to
tamper with the evidence. The victim might have left the
company of her husband for some matrimonial dispute.

On the other hand, the learned counsel for the
informant opposed the prayer on the ground that the victim is still
traceless.

Considering the fact that only suspicion is there
against the petitioner as well as considering the fact that the



alleged occurrence took place after about eight years of marriage, let the petitioner, above named, in the event of his arrest or surrender, within four weeks from the date of receipt of this order, be released on anticipatory bail on furnishing bail bond of Rs.20,000/- (rupees twenty thousand) with two sureties of the like amount each in connection with **Khanpur P.S. Case No. 33 of 2017** to the satisfaction of the **Additional Chief Judicial Magistrate, III, Samastipur**, or successor Court, subject to the condition laid down under Section 438(2) of the Criminal Procedure Code.

(Birendra Kumar, J)

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