

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.48433 of 2017

Arising Out of PS. Case No.-247 Year-2017 Thana- MASAUHRI District- Patna

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Amit @ Amit Shekhar, Son of Sri Chandra Shekhar Sharma, resident of Village- Nima, P.S.- Dhanarua, District- Patna, presently residing at Mohalla- Mandap Road, Near Tara Press, Masaurhi, District- Patna.

... .. Petitioner/s

Versus

1. The State of Bihar.
2. Puja Kumari, Daughter of Satyendra Kumar, resident of Mohalla- Hind Nagar Sipara, P.S.- Beur, District- Patna.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s	:	Mr. Lakshmi Kant Sharma, Advocate
For the State	:	Mr. Satyadev Prasad Singh Yadav, APP
For Opposite Party No.2	:	Mrs. Usha Kumari Singh, Advocate

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 12-10-2017 Heard learned counsel for the petitioner, learned APP for the State and learned counsel for the opposite party No.2.

The petitioner is apprehending his arrest in a case registered under Section 498A of the Indian Penal Code and $\frac{3}{4}$ of Dowry Prohibition Act.

Allegation against the petitioner is of committing torture upon the victim due to non-fulfilment of 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 due to petty family dispute. The case is triable by the Magistrate. The



petitioner has relied upon the judgment of this Court in the case of Md. Naimul Haque Ansari @ Naimul Haque Ansari & Ors. Vs. The State of Bihar, reported in 2006(3) PLJR 182.

On behalf of the State and learned counsel for the opposite party No.2, it is submitted that the petitioner is named in the F.I.R.

Considering the aforesaid facts and circumstances, let the petitioner, above named, in the event of arrest/surrender before the learned court below within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned S.D.J.M., Masaurhi in connection with Masaurhi P.S. case No.247 of 2017, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

Narendra/-

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