

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.43707 of 2017

Arising Out of PS. Case No.-2122 Year-2012 Thana- EAST CHAMPARAN COMPLAINT
District- East Champaran

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Santosh Ram Son of Bharat Ram, R/o Village- Balua Raghunathpur, P.S.-
Turkaulia, District- East Champaran at Motihari.

... .. Petitioner/s

Versus

1. The State of Bihar.
2. Smt. Rajana Devi W/o Santosh Ram, D/o Ramesh Ram, R/o Village-
Barharwa Kala Tola Semra Tola, P.S.- Kotwa, District- East Champaran at
Motihari.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Anil Kumar, Advocate
For the Opposite Party/s : Smt. Gulnar Begam, APP

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 15-09-2017 Heard learned counsel for the petitioner and learned APP
for the State.

The petitioner is apprehending his arrest in a case
registered under Section 498A of the Indian Penal Code.

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, it is submitted that the petitioner is
named in the complaint case.

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 XIIth Additional Chief Judicial
Magistrate, Motihari in connection with Trial No.287 of 2017
arising out of Complaint case No.C-2122 of 2012, 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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