

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.35928 of 2017

Arising Out of PS.Case No. -67 Year- 2017 Thana -DIGHA District- PATNA

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1. Gaurav Kumar Son of Ramanand Yadav, R/o Digha Bujurg Gate No. 83,
P.S.- Digha, District- Patna.

.... Petitioner

Versus

1. The State of Bihar .
2. Juli Kumari W/o Gaurav Kumar D/o Uday Shankar Prasad, Presently
Residing at Village- Mirjapur Nohta, P.S.- Fatuha, District- Patna.

.... Opposite Parties

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Appearance :

For the Petitioner/s : Mr. Shyameshwar Kumar Singh

For the Opposite Party/s : Smt. Rita Verma

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

02 10-08-2017

Heard learned counsel for the petitioner, learned
counsel for the informant and learned counsel appearing on behalf
of the State.

The petitioner is apprehending his arrest in connection
with Digha P.S. Case No. 67 of 2017 for the offence instituted
under Sections 341, 342, 323, 498(A)/34 of the Indian Penal Code
and 3/4 of D.P. Act.

The allegation against the petitioner is of committing
torture upon the victim due to non-fulfillment of the 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. The case is triable by the Magistrate. Due to petty family dispute, the present case has been instituted against the petitioner. The petitioner has further relied upon the judgment of this court, in the case of ***Md. Naimul Haque Ansari Vs. The State of Bihar, reported in 2006(3) PLJR 182.***

On behalf of the State and the counsel for the informant, it has been submitted that the petitioner is named in the F.I.R.

Considering the aforesaid facts and circumstances, let the petitioner above named be released on anticipatory bail in the event of his arrest or surrender before the learned court below within a period of six weeks from today in connection with Digha P.S. Case No. 67 of 2017 on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of learned S.D.J.M., Patna, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

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