

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.41189 of 2017

Arising Out of PS.Case No. -126 Year- 2017 Thana -MAHILA P.S. District- NALANDA
(BIHARSHARIFF)

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1. Bodhi Das son of late Dipu Das
2. Meena Devi wife of Bodhi Das
3. Rakesh Das son of Bodhi Das
4. Mohan Das son of late Shanichar Das All residents of village Narauli
(Karauta) P.S. Shalimpur, District Patna.

.... Petitioners

Versus

1. The State of Bihar.

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Manoj Kumar Pandey

For the Opposite Party/s : Mr. Uday Pratap Singh

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 28-08-2017 Heard learned counsel for the petitioners and learned
counsel appearing on behalf of the State.

The petitioners are apprehending their arrest in connection with Mahila P.S. Case No. 126 of 2017 for the offences instituted under Sections 498(A), 323, 341, 504, 494/34 of the Indian Penal Code and ¾ D.P. Act.

The allegation against the petitioners is of committing torture upon the victim due to non-fulfillment of the demand of dowry.

It has been submitted on behalf of the petitioners that the petitioners have got no criminal antecedent. There is no allegation of tampering of witnesses alleged against the petitioners. The petitioners have falsely been implicated in the



present case. The case is triable by the Magistrate. The petitioner no.1 is father-in-law of the informant, petitioner no.2 is mother-in-law of the informant, petitioner no.3 is Devar of the informant and petitioner no.4 is Mediator of the marriage. They are separate in mess and property from the husband of the victim. The petitioners have 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, it has been submitted that the petitioners are named in the F.I.R.

Considering the aforesaid facts and circumstances, let the petitioners above named be released on anticipatory bail in the event of their arrest or surrender before the learned court below within a period of six weeks from today in connection with Mahila P.S. Case No. 126 of 2017 on furnishing bail bonds of Rs. 10,000/-(Ten Thousand) each with two sureties of the like amount each to the satisfaction of learned S.D.J.M., Nalanda at Biharsharif subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

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