

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.43266 of 2017

Arising Out of PS.Case No. -336 Year- 2016 Thana -ROHTAS COMPLAINT CASE District-
SASARAM (ROHTAS)

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Om Prakash Bind, Son of Bhailal Bind, Resident of Village- Saitha, P.S.-
Sonhan, District- Kaimur.

.... Petitioner

Versus

1. The State of Bihar.
2. Ritu Devi, Wife of Om Prakash Bind, at present R/o Village- Barewan,
P.O.- Malwar, P.S.- Shivsagar, District- Rohtas.

.... Opposite Parties

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Appearance :

For the Petitioner : Mr. Siddharth Harsh, Advocate.

For the State : Smt. Anita Kumari Singh, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 15-09-2017 Heard learned counsels for the petitioner, complainant
and learned counsel for the State.

The petitioner is apprehending his arrest in connection
with Complaint Case No. 336/2016 for the offences instituted
under Sections 498(A), 406 of the IPC and 4 of the D. P. Act.

The prosecution story, in brief, is that the accused
persons including the petitioner tortured the complainant due to
non-fulfillment of demand of dowry.

It has been submitted by learned counsel for the
petitioner that the petitioner has got no criminal antecedent. There
is no allegation of tampering with the witnesses alleged against the



petitioner. He has falsely been implicated in the present case due to petty family dispute. The case is triable by the Magistrate. The petitioner has further 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.

It has been submitted by learned counsels for the State and the complainant that the petitioner is named in the complaint case.

Considering the aforesaid facts and circumstances, let the petitioner above named, be released on 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 Complaint Case No. 336/2016 on furnishing bail bond of Rs.10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned S.D.J.M., Rohtas at Sasaram, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

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(Sudhir Singh, J)

