

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.39819 of 2017

Arising Out of PS.Case No. -1128 Year- 2015 Thana -BHAGALPUR COMPLAINT CASE District-
BHAGALPUR

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1. Amit Kumar Singh Son of Manoj Kumar Singh Resident of Laxmipur
Babhaniya, Police Station- Kahalgaon, District- Bhagalpur.

.... Petitioner

Versus

1. The State of Bihar.

2. Kumari Basundhara D/o Ranjeet Kumar Singh Resident of Quarter No.
B79, P.T.S. Kahalgaon, Super Thermal Power Project , N.T.P.C.
Kahalgaon, Police Station- Kahalgaon, District- Bhagalpur.

.... Opposite Parties

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Appearance :

For the Petitioner/s : Mr. Praveen Kumar

For the Opposite Party/s : Mr. Ashok Kumar Singh 1

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 25-08-2017 Heard learned counsel for the petitioner, learned

counsel for the complainant and learned counsel appearing on

behalf of the State.

The petitioner is apprehending his arrest in connection

with Complaint Case No.1128 of 2015 for the offence instituted

under Sections 498A 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 Complainant, it has been submitted that the petitioner is named in the Complaint Case.

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 Complaint Case No.1128 of 2015 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., Bhagalpur, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

Amit/-

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