

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.43247 of 2017**

Arising Out of PS. Case No.-265 Year-2017 Thana- HAJIPUR District- Vaishali

Om Krishna, Son of Bhagwan Prasad Sah @ Bhagwan Prasad Gupta,  
Resident of Village- Adarsh Colony, Pokhra, Police Station- Town Hajipur,  
District- Vaishali.

... .. Petitioner/s

Versus

1. The State of Bihar.
2. Bebi Krishana, W/o Om Krishna, D/o Dinesh Sah, Resident of Village-  
Pokhra, Police Station- Town Hajipur, District- Vaishali.

... .. Opposite Party/s

**Appearance :**

|                      |   |                              |
|----------------------|---|------------------------------|
| For the Petitioner/s | : | Mr. Pramod Rajpati, Advocate |
| For the State        | : | Mr. Rajendra Nath Jha, APP   |

**CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH**  
**ORAL ORDER**

2      18-09-2017              Heard learned counsel for the petitioner, learned APP for  
the State and learned counsel for the opposite party No.2

The petitioner is apprehending his arrest in a case  
registered under Sections 498A and 307 of the Indian Penal  
Code.

Allegation against the petitioner is of committing torture  
and assault 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 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 and learned counsel for the opposite party No.2, it is submitted that the petitioner is named in the F.I.R.

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 Chief Judicial Magistrate, Vaishali in connection with Hajipur Town P.S. case No.265 of 2017, 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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