

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.50140 of 2017

Arising Out of PS. Case No.-463 Year-2016 Thana- HAJIPUR SADAR District- Vaishali

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Anupam Kumar @ Amit Kumar S/o Jay Shankar Prasad singh, resident of village Bhathahi, Police Station Jandaha, in the district of Vaishali

... .. Petitioner/s

Versus

1. The State Of Bihar
2. Kabita Kumari w/o Anupam Kuar @ Amit Kumar, resident of village Bhathahi, Police Station Jandaha, District Vaishali, presently R/o vill. Dighi Kala East (Panch Kurba Gachhi), P.S. Sadar Hajipur, District Vaishali

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ranjeet Kumar, Adv.
For the State : Mr. Damodar Prasad Tiwary, APP

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

4 23-11-2017 Heard learned counsel for the petitioner and learned APP for the State.

The petitioner is apprehending his arrest in a case registered under Section 498A of the Indian Penal Code and ¾ of Dowry Prohibition Act.

Allegation against the petitioner is of committing torture upon the victim due to non-fulfilment of demand of dowry.

It has been submitted on behalf of the petitioner that 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 case is triable by the Magistrate. 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, 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 learned Chief Judicial Magistrate, Vaishali at Hajipur in connection with Hajipur Sadar P.S. case No.463 of 2016, 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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