

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.45655 of 2017**

Arising Out of PS. Case No.-163 Year-2009 Thana- BARBIGHA District- Sheikhpura

Mayank Shekhar Son of Ram Binod Thakur resident of Village - Samartha  
Kalyanpur, P.S. Kalyanpur, District Samastipur.

... .. Petitioner/s

Versus

1. The State of Bihar.
2. Bibha Devi wife of Mayank Shekhar, daughter of Raj Kumar Singh resident of Village - Dharseni, P.S. - Barbiga, District - Sheikhpura.

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mrs. Leelawati Kumari

For the Opposite Party/s : Mr. BINOD KUMAR 2

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

2      19-09-2017      Heard learned counsel for the petitioner and learned APP  
for the State.

The petitioner is apprehending his arrest in a case registered under Sections 341, 323, 324, 307, 504, 498A/34 of the Indian Penal Code and  $\frac{3}{4}$  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 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, 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 S.D.J.M., Sheikhpura in  
connection with Barbigha P.S. case No.163 of 2009, subject to  
the conditions as laid down under Section 438(2) of the Code of  
Criminal Procedure.

**(Sudhir Singh, J)**

Narendra/-

|   |  |   |  |
|---|--|---|--|
| U |  | T |  |
|---|--|---|--|

