

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.49193 of 2017

Arising Out of PS.Case No. -494 Year- 2017 Thana -KATIHAR COMPLAINT CASE District-
KATIHAR

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SURESH KR. JEJANI @ NIKKU @ SURSH JEJANI, Son of Om Prakash
Jejani, Resident of Mohalla- Durgapur, Neelima Rai Gali, P.S.- Town,
District- Katihar.

.... Petitioner

Versus

1. The State of Bihar.
2. Monika Kumari @ Mili Kumari, Wife of Suresh Jejani @ Nikku,
Daughter of Rameshwar Prasad Keshri, Resident of Mohalla- Girls
School Road, Amla Tola, P.S.- Town Katihar, District- Katihar.

.... Opposite Parties

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Appearance :

For the Petitioner : Mr. Sanjay Kumar Ghosarvey, Advocate.
For the State : Mr. Jai Narain Thakur, A.P.P.
For the O.P. No. 2 : Mr. Sanjeev Kr. Singh, Advocate.

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 13-10-2017 Heard learned counsel for the petitioner, learned

A.P.P. for the State and learned counsel for the opposite party no.

2.

The petitioner is apprehending his arrest in a case for
the offence registered under Sections 498(A) 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 victim 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. 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 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.

On behalf of the learned counsels for the State and opposite party no. 2, it has been submitted that the petitioner is named in the F.I.R/ complaint case.

Considering the aforesaid facts and circumstances, let the petitioner above named, in the event of arrest or 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 the learned S.D.J.M. Katihar, in connection with Complaint Case No. 494(C) of 2017, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

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(Sudhir Singh, J)