

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.40150 of 2017

Arising Out of PS.Case No. -287 Year- 2016 Thana -MUNGER COMPLAINT CASE District-
MUNGER

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Ajay Kumar Singh @ A. Singh, S/o Ganesh Singh, R/o Humti No. 3,
Jamadowa, P.S. Joda Pokhar & District Dhanbad, Jharkhand.

.... Petitioner

Versus

1. The State of Bihar.
2. Sarita Kumari, W/o Ajay Kumar Singh, D/o Gopi Ram, R/o Sharda Colony, Jamalpur, P.S. Jamalpur, Dist.-Munger.

.... Opposite Parties

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Appearance :

For the Petitioner : Mr. Ashwani Kumar Sinha, Advocate.

For the State : Mr. Gauri Shankar Gupta, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 25-08-2017 Heard learned counsels for the petitioner, complainant
and learned counsel for the State.

The petitioner is apprehending his arrest in connection with Munger Complaint Case No. 287C/2016 for the offences instituted under Sections 498(A), 307, 323/34 of the IPC and ¾ of the D.P. Act in which cognizance has been taken under Section 498(A) of the IPC and ¾ of the D.P. Act. .

The prosecution story, in brief, is that the accused persons including the petitioner tortured the complainant 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 tapering with the witnesses alleged against the petitioner. He 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.

It has been submitted by learned counsels for the State and the complainant that the petitioner is named in the complaint case.

Considering the aforesaid facts and circumstances, let the petitioner above named, be released on 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 Munger Complaint Case No. 287C/2016 on furnishing bail bond of Rs.10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned S.D.J.M. Munger, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

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(Sudhir Singh, J)

