

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.48352 of 2017

=====

1. Indrawati Devi, wife of Late Harikishore Thakur.
2. Bishwanath Prasad, son of Late Laxmi Thakur.
3. Bindeshwar Kumar, son of Bishwanath Prasad, resident of Village-
Dahibhatta, Police Station- Uchkagaon, District- Gopalganj.
..... Petitioners

Versus

1. The State of Bihar.
2. Manisha Devi, wife of Bindeshwar Kumar, daughter of Krishkant
Singh, resident of Village- Dahibhatta, Police Station- Uchkagaon,
District- Gopalganj. At present resident of Village- Matihaniya Nain,
Police Station- Mirganj, District- Gopalganj.
..... Opposite Parties

=====

Appearance :

For the Petitioners : Mr. Umesh Kumar Singh, Advocate.
For the State : Mrs. Anusuiya Jaiswal, A.P.P.

=====

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 12-10-2017 Heard learned counsel for the petitioners and learned
A.P.P. for the State.

The petitioners are apprehending their arrest in a case
for the offence registered under Sections 498(A), 494/34 of the
IPC and 3/4 of the D. P. Act.

The prosecution story, in brief, is that the accused
persons including the petitioners tortured the victim due to non-
fulfillment of demand of dowry.

It has been submitted by learned counsel for the
petitioners that the petitioners have got no criminal antecedent.
There is no allegation of tampering with the witnesses alleged
against the petitioners. The petitioners have falsely been



implicated in the present case due to petty family dispute. The petitioner no. 1 is the mother-in-law of the victim, petitioner no. 2 is the husband of the victim and petitioner no. 3 is the father-in-law of the victim. The case is triable by the Magistrate. The petitioners have 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 counsel for the State, it has been submitted that the petitioners are named in the F.I.R/ complaint case.

Considering the aforesaid facts and circumstances, let the petitioners 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) each with two sureties of the like amount each to the satisfaction of the learned A.C.J.M. IV, Gopalganj, in connection with Uchkagaon P.S. Case No. 101 of 2017, G.R. No. 2158 of 2017, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

U.K./-

U		T	
---	--	---	--

(Sudhir Singh, J)

