IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.51751 of 2017

Arising Out of PS.Case No. -22 Year- 2017 Thana -MAHILA P.S. District- BANKA

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1. Bijoy Yadav, Son fo Late Raghunath Yadav, Resident of Village- Makhara, P.S.- Belhar, District- Banka.

.... Petitioner

Versus

1. The State of Bihar.
2. Rekha Devi, Daughter of Dhiro Yadav, at present resident of Village- Hari, P.S.- Belhar, District- Banka.

.... Opposite Parties

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Appearance :
For the Petitioner/s : Mr. Md. Nurul Hoda
For the Opposite Party/s : Mr. Navin Kumar Pandey

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 10-11-2017 Heard learned counsel for the petitioner and learned counsel appearing on behalf of the State.

The petitioner is apprehending his arrest in a case instituted under Sections 498(A), 494, 341, 323, 504, 506 and 34 of the Indian Penal Code.

The allegation against the petitioner is of committing torture upon the victim due to non-fulfillment of the 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. The case is triable by the Magistrate. Due to petty family

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dispute, the present case has been instituted against the petitioner. The petitioner has further relied upon the judgment of this court, in the case of ***Md. Naimul Haque Ansari Vs. The State of Bihar, reported in 2006(3) PLJR 182***.

On behalf of the State, it has been submitted that the petitioner is named in the F.I.R/Complaint.

Considering the aforesaid facts and circumstances, let the petitioner above named be released on anticipatory 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 Mahila P.S. Case No.22/2017 on furnishing bail bond of Rs. 10,000/-(Ten Thousand) with two sureties of the like amount each to the satisfaction of learned A.C.J.M.-IV, Banka, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

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