

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.60657 of 2017

Arising Out of PS.Case No. -20129 Year- 2016 Thana -GOPALGANJ COMPLAINT CASE
District- GOPALGANJ

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1. Anil Gond, Son of Feku Gond,
 2. Feku Gond, son of Late Arjun Gond,
 3. Ratiya Devi, Wife of Feku Gond, all Resident of Village- Sabeya, P.O.- Goura Bazar, P.S.- Kateya, District- Gopalganj.

.... Petitioners

Versus

1. The State of Bihar.
2. Lalita Devi, Wife of Anil Gond, Resident of village- Sabeya, P.O.- Goura Bazar, P.S.- Kateya, District- Gopalganj, presently residing as daughter of Mahendra Gond, Resident of Village- Sultanpur, P.S.- Katyeya, District- Gopalganj.

.... Opposite Parties

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Appearance :

For the Petitioners : Mr. Sanjay Kumar Pandey No-5, Advocate.
For the State : Mr. Dr. Rabindra Kumar, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 13-12-2017 Heard learned counsel for the petitioners and learned
counsel for the State.

The petitioners are apprehending their arrest in a case
for the offence registered under Section 498(A) of the IPC.

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 husband of the victim and others are in-laws 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. XV, Gopalganj, in connection with Complaint Case No. 20129 of 2016 (Trial No. 480 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)

