

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.55806 of 2017**

Arising Out of PS.Case No. -623 Year- 2016 Thana -MADHUBANI COMPLAINT CASE District-  
MADHUBANI

=====

1. Vishal Sahu @ Vishal Sah, Son of Bhogi Sah, resident of Village  
Narkatiya, P.S.- Basopatti, District- Madhubani.

.... .... Petitioner

Versus

1. The State of Bihar.  
2. Rinku Devi, Wife of Vishal Sah, at present D/o Shree Shyam Sah,  
Resident of Village- Birpur, P.S.- Basopatti, District- Madhubani.

.... .... Opposite Parties

=====

**Appearance :**

For the Petitioner/s : Mr. Gagan Deo Yadav

For the Opposite Party/s : Mr. Bal Mukund Prasad Sinha

=====

**CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH**  
**ORAL ORDER**

2      23-11-2017                      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 323, 379, 498(A), 504 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 the  
petitioner has got no criminal antecedent. 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 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 Complaint Case.

Considering the aforesaid facts and circumstances, let the petitioner above named be released on anticipatory bail in the event of arrest or surrender before the learned court below within a period of six weeks from today in connection with C.R. Case No.623/2016, C.I.S. Case No. 560/2016 on furnishing bail bond of Rs. 10,000/-(Ten Thousand) with two sureties of the like amount each to the satisfaction of Sri Vikash Jha, J.M. 1<sup>st</sup> Class, Madhubani, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

**(Sudhir Singh, J)**

Amit/-

|   |  |   |  |
|---|--|---|--|
| U |  | T |  |
|---|--|---|--|

