

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.56771 of 2017

Arising Out of PS. Case No.-1416 Year-2016 Thana- SITAMARHI COMPLAINT CASE
District- Sitamarhi

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1. Vibha Devi @ Bibha Devi wife of Late Shashi Bhushan Prasad Singh
 2. Pawan Kumar Singh @ Pawan Kumar son of Mangal Prasad Singh Both residents of village - Sripur Kawaiya, P.S. - Jharokhar, District - East Champaran.

... .. Petitioner/s

Versus

1. The State of Bihar.
2. Rupu Devi daughter of Shyambau Mahto resident of village - Ufrauliya Tola, P.S. Riga, District - Sitamarhi.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Umesh Chandra Verma, Advocate
For the Opposite Party/s : Mr. RAM PRIYA SARAN SINGH, APP

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 27-11-2017 Heard learned counsel for the petitioners and learned APP
for the State.

The petitioners are apprehending their arrest in a case registered under Section 498A of the Indian Penal Code and 4 of Dowry Prohibition Act.

Allegation against the petitioners is of committing torture upon the victim due to non-fulfilment of demand of dowry.

It has been submitted on behalf of the petitioners that the petitioners have got no criminal antecedent. There is no allegation of tampering of witnesses alleged against the petitioners. The petitioners have falsely been implicated in the



present case. The case is triable by the Magistrate. The petitioners have 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 State, it is submitted that the petitioners are named in the complaint case.

Considering the aforesaid facts and circumstances, let the petitioners, above named, in the event of arrest/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 learned Chief Judicial Magistrate, Sitamarhi in connection with Complaint case No.1416 of 2016, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

Narendra/-

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