

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.30237 of 2017

Arising Out of PS.Case No. -78 Year- 2016 Thana -NANHPUR District- SITAMARHI

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1. Bharat Jha @ Bharat Kumar Jha Son of Shri Kant Jha Resident of Village
- Sahashpur, P.S. - Jaley, District - Darbhanga.

.... Petitioner/s

Versus

1. The State of Bihar.
2. Usha Devi Wife of Bharat Jha & daughter of Dinesh Jha At present
residing C/o Bharat Jha, Village - Batara, P.S. - Nanpur, District -
Sitamarhi.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Harendra Kumar, Advocate
For the Opposite Party/s : Mr. Uma Shankar Prasad Singh, APP

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 13-07-2017 Heard learned counsel for the petitioner, learned APP
for the State and learned counsel for the informant.

The petitioner is apprehending his arrest in a case
registered under Sections 498(A)/34 of the Indian Penal Code and
¾ of Dowry Prohibition Act.

Allegation against the petitioner is of committing torture
upon the victim due to non-fulfilment of 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 due to
petty family dispute. The case is triable by the Magistrate. The



petitioner has 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 State and learned counsel for the informant, it is submitted that the petitioner is named in the F.I.R.

Considering the aforesaid facts and circumstances, let the petitioner, 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) with two sureties of the like amount each to the satisfaction of learned Sub Divisional Judicial Magistrate, Pupari at Sitamarhi in connection with Nanpur P.S. case No.78 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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