

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.50542 of 2017

Arising Out of PS.Case No. -657 Year- 2005 Thana -SIWAN COMPLAINT CASE District-SIWAN

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Ratnesh Bharti, S/O Sri Nand Kumar Bharti, R/V and P.O. Jogian, P.S. Rasulpur, District-Saran.

.... Petitioner

Versus

1. The State of Bihar.
2. Mina Devi, W/O Ratnesh Bharti, D/O Jagranath Giri, R/V- Jalalpur South Mathia, P.O. Jalalpur, Via-Duraundha, District-Siwan.

.... Opposite Parties

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Appearance :

For the Petitioner : Mr. Ajay Kumar Tiwary, Advocate.

For the State : Mr. Shyameshwar Dayal, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 17-10-2017 Heard learned counsel for the petitioner and learned A.P.P. for the State.

The petitioner is languishing in custody since 20.08.2017 in a case for the offence registered under Sections 323 and 498(A) of the IPC.

The prosecution story, in brief, is that the accused persons including the petitioner tortured the victim due to non-fulfillment of demand of dowry.

It has been submitted by learned counsel for the petitioner that the petitioner has got no criminal antecedent. There is no allegation of tampering with the 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 learned counsel for the State, it has been submitted that the petitioner is named in the F.I.R/ complaint case.

Considering the aforesaid facts and circumstances, let the petitioner above named, be released on bail on furnishing bail bonds of Rs.10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned S.D.J.M. Siwan, in connection with Complaint Case No. C657 of 2005 (Tr. No. 158 of 2017).

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(Sudhir Singh, J)

