

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.61418 of 2017

Arising Out of PS.Case No. -819 Year- 2015 Thana -BUXAR COMPLAINT CASE District-
BUXAR

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Sanoj Kumar Pandey S/o Late Kameshwar Pandey, R/o Village- Shropur
P.S.- Jagdishpur , District- Bhojpur (Arrah), At present Maherinagar,
492/(Ga) Khatikateli Bag, P.S.- Dilkusa Lakhnou (U.P.).

.... Petitioner

Versus

1. The State of Bihar.
2. Puja Devi W/o Sanoj Kumar Pandey, R/o Village- Maharibag 492/97
(Ga) Khatika Teli Bag, Dilkhusa Laknow (U.P.) at present D/o Mohan
Mishra, Gajadharganj Mahatma Gandhi Nagar, Buxar, P.S.- Buxar (T) ,
District- Buxar.

.... Opposite Parties

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Appearance :

For the Petitioner : Mr. Anil Kumar Roy, Advocate.
For the State : Mr. Harendra Prasad, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 15-12-2017 Heard learned counsel for the petitioner, learned

counsel for the opposite party no. 2 and learned A.P.P. for the

State.

The petitioner is languishing in custody since
08.11.2017 in a case for the offence registered under Sections
498(A) of the IPC and 4of the D.P. Act.

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 counsels for the State and opposite party no.2, 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. Buxar, in connection with Complaint Case No. 819 (C) of 2015.

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(Sudhir Singh, J)