

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.39992 of 2017

Arising Out of PS.Case No. -96 Year- 2016 Thana -CHANDI District- BHOJPUR

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Anil Kumar Chowdhury @ Anil Chaudhary, son of Arvind Chowdhury, resident of Village- Koshiyan, P.S. Chandi, District Bhojpur, At Present residing at Village Jetia Barbari Talla, Hali Shar 24 P.G.S. North West Bengal.

.... Petitioner

Versus

1. The State of Bihar.
2. Neha Kumari @ Neha Chaudhary, wife of Anil Kumar Chowdhury, daughter of Satyendra Singh, resident of Village Jetia Barbari Talla, Hali Shar 24 P.G.S. North West Bengal, PIN- 743135, At Present residing at Village Datiyana, P.S. Bikram, District- Patna.

.... Opposite Parties

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Appearance :

For the Petitioner : Mr. Manoranjan Kumar, Advocate.

For the State : Mr. Ram Priya Saran Singh, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 25-08-2017 Heard learned counsels for the petitioner, informant and learned counsel for the State.

The petitioner is apprehending his arrest in connection with Chandi P.S. Case No. 96/2016 for the offences instituted under Sections 498(A)/34 of the IPC and 3/4 of the D.P. Act.

The prosecution story, in brief, is that the accused persons including the petitioner tortured the informant 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. He 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.

It has been submitted by learned counsels for the State and the informant that the petitioner is named in the F.I.R.

Considering the aforesaid facts and circumstances, let the petitioner above named, be released on bail in the event of his arrest or surrender before the learned court below within a period of six weeks from today in connection with Chandi P.S. Case No. 96/2016 on furnishing bail bond of Rs.10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned A.C.J.M. IV, Bhojpur at Ara, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

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(Sudhir Singh, J)

