

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.36800 of 2017

Arising Out of PS.Case No. -346 Year- 2011 Thana -MADHEPURA COMPALINT CASE District-
MADHEPURA

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1. Chhanguri Singh S/o Late Lodhai Singh
2. Kamiya Devi W/o Chhanguri Singh Both Resident of Village-Ourai,
P.S.-Puraini, District-Madhepura

.... Petitioners

Versus

1. The State of Bihar
2. Arti Devi W/o Tuntun Kumar @ Rajnish Raj R/o Village-Lila Tola,
Panchayat-Arajpur, Pachhmi, P.S.-Chausa, District-Madhepura

.... Opposite Parties

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Appearance :

For the Petitioner/s : Mr. Shailendra Kumar Singh

For the Opposite Party/s : Mr. Lakshmi Kant Sharma

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

02 10-08-2017 Heard learned counsel for the petitioners and learned
counsel appearing on behalf of the State.

The petitioners are apprehending their arrest in connection with Complaint Case No. 346(C) of 2011 for the offences instituted under Sections 498A, 323 of the Indian Penal Code.

The allegation against the petitioners is of committing torture upon the victim due to non-fulfillment of the demand of dowry.

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



petitioners. The case is triable by the Magistrate. The petitioner no.1 is father-in-law of the victim and petitioner no.2 is mother-in-law of the victim. They are separate in mess and property from the husband of the victim. The petitioners have 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, it has been submitted that the petitioners are named in the Complaint Case.

Considering the aforesaid facts and circumstances, let the petitioners above named be released on anticipatory bail in the event of their arrest or surrender before the learned court below within a period of six weeks from today in connection with Complaint Case No. 346(C) of 2011 on furnishing bail bonds of Rs. 10,000/-(Ten Thousand) each with two sureties of the like amount each to the satisfaction of Sri Ashok Kumar-II, learned J.M. 1st Class, Udakishunganj, Dist.-Madhepura, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

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