

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.33473 of 2017

Arising Out of PS.Case No. -338 Year- 2015 Thana -COMPLAINT CASE District- KISANGANJ

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1. Shankar Lal Harijan Son of Late Dev Lal Harijan, R/o Village- Kaddu Bhatta, P.S.- Jiyapokhar, District- Kishanganj.

.... Petitioner/s

Versus

1. The State of Bihar.
2. Gita Devi W/o Shankar Lal Harijan, D/o Prem Lal Harijan, R/o Village- Chickabari, P.S.- Bahadurganj, District- Kishanganj.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Amal Kumar Sinha, Advocate

For the Opposite Party/s : Smt. Indu Bala Pandey, APP

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 20-07-2017 Heard learned counsel for the petitioner and learned APP for the State.

The petitioner is apprehending his arrest in a case registered under Section 498A of the Indian Penal Code.

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, it is submitted that the petitioner is named in the complaint case.

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, Kishanganj in connection with Complaint case No.C-338 of 2015, 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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