

**IN THE HIGH COURT OF JUDICATURE AT PATNA**

**Criminal Miscellaneous No.36062 of 2017**

Arising Out of PS.Case No. -156 Year- 2017 Thana -CHAPRA MUFFASIL District- SARAN

Prabhat Kumar @ Raushan @ Roushan, Son of Prabhu Nath Srivastava,  
resident of Village:- Ram Nagar, P.S.- Chapra Muffasil, District- Saran.

.... .... Petitioner

Versus

The State of Bihar.

.... .... Opposite Party

**Appearance :**

For the Petitioner : Mr. Ved Prakash Srivastva, Advocate.

For the Opposite Party : Mr. Asharaf Ansari, A.P.P.

**CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH**  
**ORAL ORDER**

3      10-08-2017      Heard learned counsels for the petitioner, informant and  
learned counsel for the State.

The petitioner is apprehending his arrest in connection  
with Chapra Muffasil P.S. Case No. 156/2017 for the offences  
instituted under Sections 498(A), 342 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-  
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 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.

On behalf of the learned counsels for the informant and the State, it has been submitted 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 Chapra Muffasil P.S. Case No. 156/2017 on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned C.J.M. Chapra, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

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**(Sudhir Singh, J)**

