

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.53971 of 2017

Arising Out of PS. Case No.-429 Year-2016 Thana- PATNA COMPLAINT CASE District-
Patna

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Abhay Shankar aged about 30 years son of Sri Ashwini Kumar Singh,
resident of village Basuhar, P.S. Punpun, District Patna, at present posted at
Kharagpur (W.B.) as Fitter-II in Indian Railway

... .. Petitioner/s

Versus

1. The State Of Bihar
2. Nirupa Kumari aged about 25 years, wife of Abhay Shankar and daughter
of Later Satish Kumar Sinha R/o at present Mohalla Pargati Nagar, I.O.C.
Road, P.S. Beur, P.O. , District Patna

... .. Opposite Party/s

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Appearance :

For the Petitioner	:	Mr. Pravin Kumar Sinha, Advocate
For the State	:	Mr. Rajkishore Singh, APP
For opposite party No.2	:	Mr. Vibhuti Ranjan Sonvadra, Advocate

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 10-11-2017 Heard learned counsel for the petitioner, learned APP for
the State and learned counsel for the opposite party No.2.

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 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 Smt. Kumari Vijaya, Sub Judge-X-cum-A.C.J.M., Patna in connection with Complaint case No.429(C) of 2016, 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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