

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.54829 of 2017

Arising Out of PS. Case No.-355 Year-2016 Thana- DARBHANGA SADAR District-
Darbhanga

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Raushan Mallik, Son of Bhogendra Mallik, Resident of Village- Baliya Durga
Mandir Tola, P.S.- Sakari, District- Madhubani.

... .. Petitioner/s

Versus

1. The State of Bihar.
2. Pooja Devi, Wife of Raushan Mallik, Resident of Village- Baliya Durga
Mandir Tola, P.S.- Sakari, District- Madhubani. at present D/o Binod Mallik,
Resident of Village- Majhiyama, Malkana Tola, P.S.- Sadar Darbhanga,
District- Darbhanga.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sanjay Kumar Jha, Adv.
For the Opposite Party/s : Mr. MANISH KUMAR 2, APP

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

3 08-12-2017 Heard learned counsel for the petitioner and learned APP
for the State.

The petitioner is apprehending his arrest in a case
registered under Sections 341, 342, 323, 379, 307, 498A, 494,
504/34 of the Indian Penal Code.

Allegation against the petitioner is of committing torture
and 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 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 F.I.R.

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 Chief Judicial Magistrate, Darbhanga in connection with Sadar Darbhanga P.S. case No.355 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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