

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.59267 of 2017**

Arising Out of PS. Case No.-92 Year-2017 Thana- MAHILA P.S. District- Bhojpur

=====

Mohan Singh S/o Manoj singh Resident of village- Barughat, P.S.- Kudra,  
District- Kaimur

... .. Petitioner/s

Versus

1. The State of Bihar
2. Smt. Madhuri Kumari D/o Shri Surendra Singh R/O village + Post- Sinha,  
P.S.- Krishnagarh, District- Bhojpur

... .. Opposite Party/s

=====

**Appearance :**

For the Petitioner/s : Mr. Dineshwar Mishra, Advocate  
For the Opposite Party/s : Mr. KUMAR VIRENDRA NARAYAN, APP

=====

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

2      11-12-2017              Heard learned counsel for the petitioner and learned APP  
for the State.

The petitioner is apprehending his arrest in a case registered under Sections 498A, 379, 504/34 of the Indian Penal Code and <sup>3</sup>/<sub>4</sub> of Dowry Prohibition Act.

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 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 Sub Divisional Judicial  
Magistrate, Bhojpur at Ara in connection with Mahila P.S. case  
No.92 of 2017, subject to the conditions as laid down under  
Section 438(2) of the Code of Criminal Procedure.

**(Sudhir Singh, J)**

Narendra/-

|   |  |   |  |
|---|--|---|--|
| U |  | T |  |
|---|--|---|--|

