

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.62056 of 2017

Arising Out of PS.Case No. -164 Year- 2017 Thana -BHABHU(KAIMUR) COMPLAIN C District-
BHABHUA (KAIMUR)

- =====
1. Gurudayal Ram, S/O Tuntun Ram.
 2. Rakesh Ram @ Rakesh Kumar, Son of Tuntun Ram.
 3. Tuntun Ram, S/O Late Chhivanath Ram.
 4. Kaushalya Devi, W/O Tuntun Ram.
 5. Jokhan Ram, Son of Barhu Ram.
 6. Asha Devi, wife of Sheo Chand Ram. R/V- Labedaha, P.S. Ramgarh, District-Kaimur at Bhabua.

.... Petitioners

Versus

1. The State of Bihar.
2. Sunita Devi, wife of Gurudayal Ram, D/O Bashisth Ram, R/V- Labedaha, P.S. Ramgarh, District-Kaimur at Bhabua.

.... Opposite Parties

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Appearance :

For the Petitioners : Mr. Rajani Kant Pandey, Advocate.

For the State : Mr. Satya Nand Shukla, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH

ORAL ORDER

2 19-12-2017 Heard learned counsel for the petitioners and learned
A.P.P. for the State.

The petitioners are apprehending their arrest in a case for the offence registered under Section 498(A) of the IPC in which cognizance has also been taken under Section 498(A) of the IPC.

The prosecution story, in brief, is that the accused persons including the petitioners tortured the victim due to non-fulfillment of demand of dowry.

It has been submitted by learned counsel for the petitioners that the petitioners have got no criminal antecedent.



There is no allegation of tampering with the witnesses alleged against the petitioners. The petitioners are in-laws of the victim. They are separate in mess and property from the husband of the victim. The petitioners have falsely been implicated in the present case due to petty family dispute. The case is triable by the Magistrate. The petitioners have 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 counsel for the State, it has been submitted that the petitioners are named in the F.I.R/ complaint case.

Considering the aforesaid facts and circumstances, let the petitioners above named, in the event of arrest or 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) each with two sureties of the like amount each to the satisfaction of the learned A.C.J.M. Kaimur at Bhabua, in connection with Complaint Case No. 164 of 2017, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

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(Sudhir Singh, J)