

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.30365 of 2017

Arising Out of PS.Case No. -20 Year- 2017 Thana -MAHILA P.S. District- BHOJPUR

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Jyoti Prakash Pandey @ Raju Pandey son of Sri Awadhesh Kumar Pandey,
resident of village Karhasi, P.S. Buxar Mufassil, in the district of Buxar

.... Petitioner/s

Versus

1. The State of Bihar
2. Sandhaya Devi wife of Jyoti Prakash Pandey @ Raju Pandey, and
daughter of Sri Shiv Murat Ojha, resident of Doghara, Police Station
Bihiya, in the district of Bhojpur

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Prabhu Narayan Sharma, Advocate

For the Opposite Party/s : Mr. Rajendra Prasad Nat, APP

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 13-07-2017 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, 323, 379, 498A/34 of the Indian
Penal Code and ¾ 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 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 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 Sub Divisional Judicial Magistrate, Ara in connection with Mahila P.S. case No.20 of 2017, 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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