

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.50830 of 2017**

Arising Out of PS.Case No. -47 Year- 2017 Thana -MAHILA P.S. District- BHAGALPUR

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1. Anant Prasad Son of Mahadev Prasad Das, R/o Village- Kharmanchak,  
P.S.- Adampur, District- Bhagalpur.

.... .... Petitioner

Versus

1. The State of Bihar.  
2. Rupa Kumari D/o Paras Kumar Das, R/o Village- Laluchak, Angari, P.S.-  
Lodipur, District- Bhagalpur.

.... .... Opposite Parties

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**Appearance :**

For the Petitioner/s : Mr. Swapnil Kumar Singh

For the Opposite Party/s : Mr. Mukeshwar Dayal

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

2      09-11-2017                      Heard learned counsel for the petitioner and learned  
counsel appearing on behalf of the State.

The petitioner is apprehending his arrest in a case  
instituted under Sections 498(A), 341, 323, 504, 506, 34 of the  
Indian Penal Code and ¾ of D.P. Act.

The allegation against the petitioner is of committing  
torture upon the victim due to non-fulfillment of the 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. The case



is triable by the Magistrate. Due to petty family dispute, the present case has been instituted against the petitioner. The petitioner has further relied upon the judgment of this court, in the case of ***Md. Naimul Haque Ansari Vs. The State of Bihar, reported in 2006(3) PLJR 182.***

On behalf of the State, it has been submitted that the petitioner is named in the F.I.R.

Considering the aforesaid facts and circumstances, let the petitioner above named be released on anticipatory bail in the event of his arrest or surrender before the learned court below within a period of six weeks from today in connection with Bhagalpur Mahila P.S. Case No. 47 of 2017, on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of learned C.J.M., Bhagalpur, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

**(Sudhir Singh, J)**

Amit/-

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