

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.12348 of 2017**

Arising Out of PS. Case No.-1437 Year-2015 Thana- GAYA COMPLAINT CASE District-  
Gaya

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Vikash Sharma, Son of Arjun Sharma, Resident of Village Tankupa P.S.  
Tankupa Wazirganj, Distt.- Gaya (Bihar).

... .. Petitioner/s

Versus

1. The State of Bihar.
2. Rinki Devi, W/o Vikash Sharma D/o Mohan Sharma, At present r/o Village  
Hasra P.S. Wazirganj, Distt.- Gaya.

... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Arvind Kumar

For the Opposite Party/s : Mr. SRI RAM NARESH RAY

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

5      17-10-2017      None appears on behalf of the opposite party No.2.

Heard learned counsel for the petitioner and learned APP  
for the State.

The petitioner is apprehending his arrest in a case  
registered under Sections 323, 504 and 498A of the Indian Penal  
Code.

The matter was referred to the Mediation Centre, Patna  
High Court by order dated 12.7.2017, but the mediation failed  
as per report of the Mediator.

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 complaint case.

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 C.J.M., Gaya in connection with Complaint case No.1437 of 2015, 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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