

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.41252 of 2017

Arising Out of PS.Case No. -724 Year- 2016 Thana -EAST CHAMPARAN COMPLAINT District-
EASTCHAMPARAN(MOTIHARI)

- =====
1. Jaleshwar Nath Tiwari S/o Late Ramagya Tiwari
 2. Ganwari Devi @ Gandhari Devi w/o Jaleshwar Nath Tiwari
 3. Ranjay Tiwari
 4. Dinesh Tiwari, both sons of Jaleshwar Nath Tiwari, all are residents of village Puraina, Post Pathra, P.S. Manjha Gadh, District Gopalganj

.... Petitioner/s

Versus

1. The State of Bihar
2. Ratan Mala Devi w/o Ramesh Tiwari D/o Nawal Tiwari, vill. Badhawa, P.O. +P.S. Malahi, dist. East Champaran, Motihari

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Suman Kumar Singh, Advocate

For the Opposite Party/s : Smt. Asha Kumari, APP

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 25-08-2017 Heard learned counsel for the petitioners and learned
APP for the State.

The petitioners are apprehending their arrest in a case registered under Sections 498A, 323, 406 of the Indian Penal Code and 3/4 of Dowry Prohibition Act.

Allegation against the petitioners is of committing torture upon the victim due to non-fulfilment of demand of dowry.

It has been submitted on behalf of the petitioners that the petitioners have got no criminal antecedent. There is no allegation of tampering of witnesses alleged against the



petitioners. The petitioners have falsely been implicated in the present case. 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 State, it is submitted that the petitioners are named in the complaint case.

Considering the aforesaid facts and circumstances, let the petitioners, 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) each with two sureties of the like amount each to the satisfaction of learned S.D.J.M., Areraj at East Champaran, Motihari in connection with East Champaran, Motihari Complaint case No.724 of 2016/ Trial No.1179 of 2016, 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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