

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.40239 of 2017

Arising Out of PS.Case No. -175 Year- 2016 Thana -NALANDA COMPLAINT CASE District-
NALANDA (BIHARSHARIFF)

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1. Vikash Kumar Son of Late Bijendra Sharma, R/o Village- Kura, P.S.-
Ghosi, District- Jehanabad.

.... Petitioner/s

Versus

1. The State of Bihar.
2. Dimple Kumari D/o Arun Kumar, At present Village- Posanda, P.S.-
Hilsa, District- Nalanda.

.... Opposite Party/s

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Appearance :
For the Petitioner : Mr. Rajesh Kumar, Advocate
For the State : Smt Renu Kumari, APP
For Opposite Party No.2 : Mr. Shyamal Prakash, Advocate

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 28-08-2017 Heard learned counsel for the petitioner, learned APP
for the State and learned counsel for the Opposite Party No.2.

The petitioner is apprehending his arrest in a case
registered under Section 498A of the Indian Penal Code and 4 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 and learned counsel for the Opposite Party No.2, 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 A.C.J.M., Hilsa, Nalanda in connection with Complaint case No.175(C) 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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