

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.59317 of 2017

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

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Sujeet Kumar Jha, Son of Basuki Nath Jha, Resident of village Fulwari
Police Station Tarabari, District- Araria.

... .. Petitioner/s

Versus

1. The State of Bihar.
2. Baby Kumari daughter of Yugeswh Mohan Jha Wife of Sujeet Kumar Jha,
residnet of village Jamua Dharuari, P.S. Tarabari, District- Araria.

... .. Opposite Party/s

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Appearance :

For the Petitioner	:	Mr. Mukesh Kumar Rana, Advocate
For the State	:	Mr. Arun Kumar Pandey, APP
For opposite party No.2	:	Mr. Anil Prasad Singh, Advocate
		Mr. Yashwardhan Kashyap, Advocate

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 11-12-2017 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 Sections 498A, 379, 427 of the Indian Penal
Code and $\frac{3}{4}$ 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 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 and learned counsel for the opposite party No.2, 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 learned S.D.J.M., Araria in connection with Mahila P.S. case No.47 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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