

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.44528 of 2017

Arising Out of PS. Case No.-1600 Year-2009 Thana- VAISALI COMPLAINT CASE
District- Vaishali

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Sushil Chandra Jha son of Late Raj Kumar Jha Resident of village - Bhojpatti,
P.S. - Sarai, District - Vaishali.

... .. Petitioner/s

Versus

1. The State of Bihar.
2. Jyoti Kumari Daughter of Sri Ashok Kumar Chakravarti @ Ashok Singh
Resident of Village - Digghi Khurd, P.S. - Sadar, District - Vaishali.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s	:	Mr. Nalin Kumar, Advocate
For the State	:	Mr. Nand Kumar, APP
For Opposite party No.2	:	Mr. Chandra Mauli Chaurasia, Advocate

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 18-09-2017 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 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 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 S.D.J.M., Vaishali at Hajipur in connection with Complaint case No.1600 of 2009, 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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