IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.25565 of 2017

Arising Out of PS.Case No. -1339 Year- 2015 Thana -PATNA COMPLAINT CASE District-PATNA

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1. Kamaldeep S/o Dayaram Resident of Aacharyaji Road, Pahalwan Chauraha Usmanpur, Ward No. 5, House No. -96, P.S. Chunar, District - Mirzapur Uttar Pradesh (U.P.)

.... Petitioner

Versus

1. The State of Bihar.
2. Ranjita Devi D/o Sadanand, W/o Kamaldeep Sadikpur Harijan Colony, Meena Bazar, Near Teliya High School, P.S. - Alamganj, District - Patna, Bihar, PIN - 800008.

.... Opposite Parties

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Appearance :
For the Petitioner/s : Mr. Prabhakar Nath Rai
For the Opposite Party/s : Mr. Kumar Ranjit Ranjan
Mr. Dr. Kunjan Kumar Mandal
Mr. Mrityunjay Kumar

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

3 25-08-2017 Heard learned counsel for the petitioner, learned counsel for the complainant and learned counsel appearing on behalf of the State.

The petitioner is apprehending his arrest in connection with Complaint case No.1339 of 2015 for the offences instituted under Sections 498A, 448, 323, 120(B) of the Indian Penal Code and ¾ D.P. Act.

The allegation against the petitioner is of committing torture upon the victim due to non-fulfillment of the demand of dowry.

It has been submitted on behalf of the petitioner that

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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. The case is triable by the Magistrate. Due to petty family dispute, the present case has been instituted against the petitioner. The petitioner has further relied upon the judgment of this court, in the case of ***Md. Naimul Haque Ansari Vs. The State of Bihar, reported in 2006(3) PLJR 182***.

On behalf of the State and the counsel for the complainant, it has been submitted that the petitioner is named in the Complaint case.

Considering the aforesaid facts and circumstances, let the petitioner above named be released on anticipatory bail in the event of his arrest or surrender before the learned court below within a period of six weeks from today in connection with Complaint case No.1339 of 2015 on furnishing bail bond of Rs. 10,000/-(Ten Thousand) with two sureties of the like amount each to the satisfaction of learned S.D.J.M., Patnacity, Patna, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

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