

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.42933 of 2017

Arising Out of PS.Case No. -67 Year- 2017 Thana -MAHILA P.S District- SUPAUL

- =====
1. Dhanand Paswan @ Dhananand Paswan, Son of Late Musahru Paswan.
 2. Sheela Devi, Wife of Dhanand Paswan @ Dhananand Paswan, Resident of Village- Sripur, Ward No.- 5, P.S.- Paratapganj, District- Supaul.

.... Petitioners

Versus

1. The State of Bihar.
2. Arti Devi, Wife of Indrajit Paswan, D/o Yogendra Paswan, Resident of Village- Hriday Nagar, P.S.- Birpur, District- Supaul.

.... Opposite Parties

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Appearance :

For the Petitioners : Mr. Bhim Kumar Yadav, Advocate.
For the State : Mr. Mritunjay Kumar Nirala, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 15-09-2017 Heard learned counsel for the petitioners and learned
counsel for the State.

The petitioners are apprehending their arrest in connection with Mahila P.S. Case No. 67/2017 for the offences instituted under Sections 498(A), 448, 323, 313, 307, 504 and 506/34 of the IPC.

The prosecution story, in brief, is that the accused persons including the petitioners tortured the informant due to non-fulfillment of demand of dowry.

It has been submitted by learned counsel for the petitioners that the petitioners have got no criminal antecedent.



There is no allegation of tampering with the witnesses alleged against the petitioners. They have falsely been implicated in the present case due to petty family dispute. The petitioner no. 1 is the father-in-law of the informant and petitioner no. 2 is the mother-in-law of the informant. They are separate in mess and property from the husband of the informant. 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.

It has been submitted by learned counsel for the State that the petitioners are named in the F.I.R.

Considering the aforesaid facts and circumstances, let the petitioners above named, be released on bail in the event of their arrest or surrender before the learned court below within a period of six weeks from today in connection with Mahila P.S. Case No. 67/17 on furnishing bail bond of Rs.10,000/- (Ten Thousand) each with two sureties of the like amount each to the satisfaction of the learned S.D.J.M. Supaul, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

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(Sudhir Singh, J)