

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.53062 of 2017

Arising Out of PS. Case No.-467 Year-2017 Thana- SITAMARHI COMPLAINT CASE
District- Sitamarhi

=====

1. Umesh Chandra Shahi S/o Late Ram Swarath Shahi
2. Bibha Shahi wife of Umesh Chandra Shahi, both resident of village
Turkaulia, P.s. Bathnaha, District Sitamarhi

... .. Petitioner/s

Versus

1. The State Of Bihar
2. Uma Shahi w/o Munnu Shahi, resident of village Turkaulia, P.S. Bathnaha,
District Sitamarhi

... .. Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Bijay Kumar Pandey, Advocate
For the State : Mr. Braj Kishore Prasad, APP
For opposite party No.2 : Mr. Vijay Kumar Mishra, Advocate

=====

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 09-11-2017 Heard learned counsel for the petitioners and learned APP
for the State.

The petitioners are apprehending their arrest in a case
registered under Section 498A/34 of the Indian Penal Code.

Allegation against the petitioners is of committing torture
upon the victim due to non-fulfilment of demand of dowry.

It has been submitted on behalf of the petitioners that the
petitioners have got no criminal antecedent. There is no
allegation of tampering of witnesses alleged against the
petitioners. The petitioners have falsely been implicated in the
present case. The petitioner No.1 is father-in-law of the victim
and petitioner No.2 is mother-in-law of the victim. They are



separate in mess and property from the husband of the victim. The case is triable by the Magistrate. The petitioners have 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 petitioners are named in the complaint case.

Considering the aforesaid facts and circumstances, let the petitioners, 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) each with two sureties of the like amount each to the satisfaction of learned S.D.J.M. Sadar, Sitamarhi in connection with Complaint case No. C-467 of 2017, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

Narendra/-

U		T	
---	--	---	--

