

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.13563 of 2018

Arising Out of PS.Case No. -14 Year- 2018 Thana -MADHEPURA District- MADHEPURA

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Roshan Kumar Singh @ Raushan Kumar Singh, S/o Late Jai Shankar Prasad Singh, resident of Village- Senuwaria, P.S. Kangli, District- West Champaran, Present Address- Booking Clerk Railway Station, Mathahi, Dist.- Madhepura.

.... Petitioner

Versus

1. The State of Bihar.
2. Archana Singh, W/o Roshan Kumar Singh D/o Late Narendra Kumar Singh, Resident of Village- Tariyani Chowk, Aura, P.S.- Tariyani, District- Sheohar.

.... Opposite Parties

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Appearance :

For the Petitioner : Mr. Sanjeev Kumar, Advocate.

For the State : Mr. C. Jawahar, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 08-03-2018 Heard learned counsel for the petitioner and learned A.P.P. for the State.

The petitioner is languishing in custody since 08.01.2018 in a case for the offence registered under Sections 498(A), 323, 504 of the IPC and ¾ of the D.P. Act.

The prosecution story, in brief, is that the accused persons including the petitioner tortured the victim due to non-fulfilment of demand of dowry.

It has been submitted by learned counsel for the petitioner that the petitioner has got no criminal antecedent. There



is no allegation of tampering with the 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 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.

On behalf of the learned counsel for the State, it has been submitted that the petitioner is named in the F.I.R/ complaint case.

Considering the aforesaid facts and circumstances, let the petitioner above named, be released on bail on furnishing bail bonds of Rs.10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned C.J.M. Madhepura, in connection with Madhepura P.S. Case No. 14 of 2018.

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(Sudhir Singh, J)

