

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.3586 of 2018

Arising Out of PS. Case No.-113 Year-2017 Thana- NIMCHAKBATHANI District- Gaya

Bablu Goswami @ Bablu Kumar Goswami son of late Likku Goswami,
resident of village Bandi, P.O. Maniyara, P.S. Nimchak Bathani, District Gaya

... .. Petitioner/s

Versus

1. The State Of Bihar
2. Bharati Kumari wife of Bablu Goswami, D/o Dilip Goswami, resident of
village Maula Nagar, P.S. Atari, District Gaya

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Dharendra Singh

For the Opposite Party/s : Mr. HUMAYOU AHMAD KHAN

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 18-01-2018 Heard learned counsel for the petitioner and learned APP
for the State.

The petitioner seeks bail in a case registered under Sections
498A, 323, 324, 307 of the Indian Penal Code and $\frac{3}{4}$ of Dowry
Prohibition Act.

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

It has been submitted on behalf of the petitioner that the
petitioner is in custody since 21.10.2017 and 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 due to petty family dispute. There



is no medical examination report to support the allegations for constituting an offence under Section 307 of the I.P.C. 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, it is submitted that the petitioner is named in the F.I.R.

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 A.C.J.M. Xth, Gaya in connection with Nimchak Bathani P.S. case No.113 of 2017.

(Sudhir Singh, J)

Narendra/-

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