

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.37237 of 2018

Arising Out of PS. Case No.-57 Year-2018 Thana- GHORASAHAN District- East
Champaran

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Kabindra Prasad @ Kavindra Prasad S/o Ramvishwas Prasad @ Ram
Bishwas Mahto, R/o Vill.- Hirapur, P.S.- Kundwachainpur, District- East
Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Umesh Chandra Verma

For the Opposite Party/s : Mr. Dr. Indihar Kumari

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

3 10-07-2018 Heard learned counsel for the petitioner, learned APP
for the State and learned counsel for O.P. No. 2.

The petitioner seeks bail in a case instituted for the
offences under Section 498A of the Indian Penal Code and
Sections 3/4 of the Dowry Prohibition Act.

Allegation against the petitioner is of committing
torture 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 6.5.2018 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. The case is triable by the Magistrate. 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/complaint case.

Considering the aforesaid facts and circumstances, it is directed that 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 learned S.D.J.M., Sikrahana at Dhaka, East Champaran in connection with Ghorasahan P.S. Case No. 57 of 2018.

(Sudhir Singh, J)

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