

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.38253 of 2018

Arising Out of PS. Case No.-44 Year-2018 Thana- PANDAUL District- Madhubani

Devendra Pathak son of Kedar Pathak, resident of Village- Navahath, P.S.-
Pandaul, District- Madhubani.

... .. Petitioner/s

Versus

1. The State of Bihar.
2. Ruchi Kumari daughter of Arun Kumar Jha, wife of Devendra Pathak,
resident of Village- Basauli, P.S. Rahika, District- Madhubani, at present
resident of Village- Navahath, P.S.- Pandaul, District- Madhubani.

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Gopal Jha
For the Opposite Party/s	:	Mr. Sri Kanhaiya Kishore

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 10-07-2018 Counsel for the petitioner is permitted to make
necessary correction in paragraph 3 of the application in course
of the day.

Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in a case instituted for the
offences under Sections 498A and 494 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 7.4.2018. There is no allegation of tampering of witnesses alleged against the petitioner. Charge-sheet has been submitted in the present case. 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 Chief Judicial Magistrate, Madhubani in connection with Pandaul P.S. Case No. 44 of 2018 (CRI. No. 445/2018).

(Sudhir Singh, J)

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