

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.39351 of 2018

Arising Out of PS. Case No.-4 Year-2018 Thana- MAHILA P.S. District- Patna

Raja Kumar son of Sri Mahesh Sharma, resident of village Mahangupur, P.s. Jaitpur, District Patna, A/p resident of Triple F Mess, Shashi Boys Hostel, Panchayati Nagar, P.S. Bahadurpur, District Patna

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner	:	Mr. Pravin Kumar, Advocate
For the State	:	Mr. Sanjay Kumar. APP
For the Informant	:	Ms. Usha Kumari Singh, Advocate

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 05-07-2018 Heard learned counsel for the petitioner, learned APP
for the State and learned counsel for the informant.

The petitioner seeks bail in a case registered under Sections 498A, 313, 506/34 of the Indian Penal Code and $\frac{3}{4}$ of 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 16.03.2018 and has got no criminal antecedent. Charge sheet has been submitted in this case. 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. Except for offence under Section 313 of the I.P.C. rest of the offences are 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 and learned counsel for the informant, it is submitted that the petitioner is named in the complaint case/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 learned Judicial Magistrate, 1st class, Patna in connection with Mahila P.S. case No.04 of 2018.

(Sudhir Singh, J)

Narendra/-

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