

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.62136 of 2017

Arising Out of PS. Case No.-98 Year-2016 Thana- MADHEPURA COMPALINT CASE
District- Madhepura

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Majhi Ram @ Shyam Ram @ Shyam Kumar Ram @ Manjhi Ram Son of
Late Umesh Ram, Resident of Village Ulaw, Kewati Tola, Ward No. 3, Nagar
Nigam, P.S. Muffasil (Singhol O.P.), District - Begusarai.

... .. Petitioner/s

Versus

1. The State of Bihar.
2. Kavita Devi Wife of Majhi Ram @ Shyam Ram @ Shyam Kumar Ram,
Daughter of Lallo Ram Resident of Mohalla - Madhepura, Ward No. 10,
Purani Bazar, P.S. Madhepura, District - Madhepura.

... .. Opposite Party/s

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Appearance :

For the Petitioner	:	Mr. Sandip Kumar Gautam, Adv.
For the State	:	Mr. AKBAR ALI, APP
For opposite party No.2	:	Mr. Anant Kumar-1, Adv.

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

- 3 05-03-2018 Heard learned counsel for the petitioner, learned APP for
the State and learned counsel for the opposite party No.2.

The petitioner is apprehending his arrest in a case
registered under Sections 147, 341, 323, 379, 354, 506, 509,
498A, 494, 504 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 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 and learned counsel for the opposite party No.2, it is submitted that the petitioner is named in the complaint case.

Considering the aforesaid facts and circumstances, let the petitioner, above named, in the event of arrest/surrender before the learned court below within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned Sub Divisional Judicial Magistrate, Madhepura in connection with Complaint case No.98 of 2016, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

Narendra/-

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