

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.56254 of 2018

Arising Out of PS. Case No.-57 Year-2017 Thana- SAHARSA COMPLAINT CASE District-
Saharsa

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Madan Sah Son of Parshuram Sah Resident of Village Bhatpura, Post
Bhatauni, Police Station - Bakhtiyarpur, District - Saharsa.

... .. Petitioner/s

Versus

1. The State of Bihar.
2. Runa Devi Daughter of Gango Sah, wife of Madan Sah Resident of Village
Bhatpura, Post Bhatauni, Police Station - Bakhtiyarpur, District - Saharsa.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Satish Kumar Singh

For the Opposite Party/s : Mr. Ashok Kumar Singh

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 25-09-2018 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner is apprehending his arrest in a case
registered under Section 498A of the Indian Penal Code.

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 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 victim is in habit
of instituting case for similar offence against the petitioner and
his family members. 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 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, Saharsa in connection with Complaint case No.57 of 2017, 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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