

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.2922 of 2018

Arising Out of PS. Case No.-264 Year-2017 Thana- TARAIYA District- Saran

Sanjay Mahto S/o Rangila Mahto, R/o Village- Rasidpur, P.S.- Taraiya,
District- Saran at Chapra.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Anish Chandra

For the Opposite Party/s : Mr. SHAILENDRA KUMAR SINGH

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 18-01-2018 Heard learned counsel for the petitioner and learned APP
for the State.

The petitioner seeks bail in a case registered under Sections
341, 323, 307, 498A/34 of the Indian Penal Code and 3 & 4 of
Dowry Prohibition Act.

Allegation against the petitioner is of committing torture
and assault 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 19.11.2017 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. The nature of injury is said to be
simple. Hence, no offence under Section 307 of the I.P.C. is



made out. 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.

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 Chief Judicial Magistrate, Saran at Chapra in connection with Taraiya P.S. case No.264 of 2017.

(Sudhir Singh, J)

Narendra/-

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