

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.9367 of 2017**

Arising Out of PS. Case No.-216 Year-2016 Thana- CHAPRA MUFFASIL District- Saran

Dhananjay Kumar Son of Surendra Singh, Resident of Village- Lohari, P.S.-  
Chapra Muffasill, District- Saran.

... .. Petitioner/s

Versus

1. The State of Bihar
2. Rinku Devi, Wife of Dhanajay Kumar, Resident of Village- Lohari, P.S.-  
Chapra Muffasil, District- Saran, at Present -D/o Ramdeo Singh, R/o Village-  
Bathani, P.O.- Badhlu Tola, P.S.- Chapra Muffasil, District- Chapra.

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr. Anil Kumar Saxena  
For the Opposite Party/s : Mr. ABHAY KUMAR - 1

**CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH**  
**ORAL ORDER**

9      05-03-2018              None appears on behalf of the opposite party No.2.

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

The petitioner is apprehending his arrest in a case  
registered under Sections 147, 148, 149, 323, 379, 498A of the  
Indian Penal Code and ¾ 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, it is submitted that the petitioner is named in the F.I.R.

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 Chief Judicial Magistrate, Chapra in connection with Muffasil P.S. case No.216 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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