

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.27118 of 2018**

Arising Out of PS. Case No.-4008 Year-2015 Thana- SAHARSA COMPLAINT CASE  
District- Saharsa

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Naresh Choudhary S/o Late Laxman Choudhary, R/o Vill.- Auray, P.S.-  
Purnini, District- Madhepura, Presently Manager, Hotel Basera Near Over  
Bridge, Ranchi, Jharkhand.

... .. Petitioner/s

Versus

1. The State of Bihar.
2. Rukmani Devi W/o Naresh Choudhary, Presently at R/o Bihara, P.S.- Bihara,  
District- Saharsa.

... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Neeraj Kumar  
For the Opposite Party/s : Mr. Chandra Bhushan Prasad

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

2      02-05-2018                      Heard learned counsel for the petitioner and learned  
APP for the State.

The petitioner is apprehending his arrest in a case  
registered under Sections 498A, 494 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 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 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 A.C.J.M. IV,  
Saharsa in connection with Complaint case No.4008C of 2015,  
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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