

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.8382 of 2018

Arising Out of PS. Case No.-194 Year-2009 Thana- MAHUA District- Vaishali

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Lalan Kumar Rai son of late Akshayvat Rai, resident of village Mahua Singh Rai Purvi, P.S. Mahua, District Vaishali

... .. Petitioner/s

Versus

1. State Of Bihar
2. Baby Kumari son of Tapeswar Rai, resident of Pachai Mahesh, P.S. Raja Pakar, District Vaishali

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Vinay Kumar Mishra
For the Opposite Party/s : Mr. INDRA KUMAR SINGH

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 12-02-2018 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, 323 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 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,
Hajipur, Vaishali in connection with Mahua P.S. case No.194 of
2009, 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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