

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.21739 of 2018

Arising Out of PS. Case No.-50 Year-2017 Thana- FULKAHA District- Araria

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1. Garkan Yadav S/o late Shyamdeo Yadav
 2. Sita Devi @ Mamta Devi W/o Garkan Yadav Both are resident of Village- Hanuman Nagar, Ward No. 02, P.S. Fulkha District- Araria.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Anil Prasad Singh

For the Opposite Party/s : Smt. Suman Kumari Singh

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH

ORAL ORDER

2 11-04-2018 Heard learned counsel for the petitioners and learned
APP for the State.

The petitioners are apprehending their arrest in a case registered under Sections 498A, 494/34 of the Indian Penal Code.

Allegation against the petitioners is of committing torture upon the victim due to non-fulfilment of demand of dowry.

It has been submitted on behalf of the petitioners that the petitioners have got no criminal antecedent. There is no allegation of tampering of witnesses alleged against the petitioners. The petitioners have falsely been implicated in the present case. The case is triable by the Magistrate. The petitioners have 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 petitioners
are named in the F.I.R.

Considering the aforesaid facts and circumstances, let
the petitioners, 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) each with two sureties of
the like amount each to the satisfaction of Sri Ashish Ranjan,
J.M. 1st class, Araria in connection with Fulkaha P.S. case No.50
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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