

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.6881 of 2018

Arising Out of PS. Case No.-254 Year-2017 Thana- MADANPURA District- Aurangabad

Kundan Paswan, Son of Shankar Paswan, resident of Village- Manika, P.S.-
Madanpur, District- Aurangabad (Bihar).

... .. Petitioner/s

Versus

1. The State of Bihar.
2. Kajal Devi, D/o Badan Paswan, resident of Village- Baluganj, P.S. Rafiganj,
District- Aurangabad (Bihar).

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Amarendra Kumar singh

For the Opposite Party/s : Mr. ADITYA NARAYAN SINGH 1

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

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

The petitioner is apprehending his arrest in a case registered under Section 498A 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 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,
Aurangabad in connection with Madanpur P.S. case No.254 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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