

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.9500 of 2018

Arising Out of PS. Case No.-111 Year-2017 Thana- KOTWA District- East Champaran

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Guddu Paswan @ Guddu Kumar Akela, Son of Bhikhari Paswan, resident of
Village- Chiutanha, P.S.- Kotwa, District- East Champaran.

... .. Petitioner/s

Versus

1. The State of Bihar.
2. Soni Devi, Daughter of Rajendra Paswan, Resident of Village- Mahugawa
Imiliya Tola, P.S.- Muffasil, District- East Champaran.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Umesh Chandra Verma, Mr. Abhishek Kumar
For the Opposite Party/s : Mr. UMESH LAL VERMA

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 20-02-2018 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, 341, 323, 379, 34 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.

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
victim is in habit of instituting case against the petitioner and his
family members for similar offence. 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/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, Motihari, East Champaran in connection with Kotwa P.S. Case No. 111 of 2017, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

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