

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.23439 of 2018

Arising Out of PS. Case No.-3804 Year-2017 Thana- PATNA COMPLAINT CASE District-
Patna

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Pankaj Kumar Gupta @ Pankaj Kumar, Son of Ravindra Sah, Resident of
Purani Damariya Masjid, Road No. 1, Mohalla- Chitkohara, P.S.
Gardanibagh, District- Patna.

... .. Petitioner/s

Versus

1. The State of Bihar.
2. Annu Kumari alias Priya Devi, Wife of Sri Pankaj Kumar Gupta, Daughter of
Mahendra Prasad, resident of Purani Damadiya Masjid, Road No. 21,
Chitkohara, P.S.- Gardanibagh District Patna at present residing at Gandhi
Chowk, Piro, P.S.- Piro, District- Bhojpur.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s	:	Mr. Lovekush Kumar, Mr. Sachidanand Choudhary
For the Opposite Party/s	:	Mr. Kumar Ranjit Ranjan
For the complainant	:	Mr. Aditya Nath Pandey

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 18-04-2018 Heard learned counsel for the petitioner, learned APP
for the State and learned counsel for the opposite party No. 2.

The petitioner is apprehending his arrest in a case in
which cognizance has been taken under sections 498A, 323 and
341 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/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 Smt. Sangita Rani, learned Sub-Judge-XIV-cum-A.C.J.M., Patna in connection with Complaint Case No. 3804(C)/2017, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

Pankaj/-

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