

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.31325 of 2018**

Arising Out of PS.Case No. -483 Year- 2010 Thana -GAYA COMPLAINT CASE District- GAYA

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Shankar Mistri, S/o Late Bachchu Mistri, resident of Village- Darabchak,  
P.S.- Fatehpur, District- Gaya.

.... .... Petitioner/s

Versus

1. The State of Bihar.
2. Smt. Renu Devi W/o Sri Shankar Mistri, at present residing at Village-  
Lebra, P.S.- Mohanpur, District- Gaya (Bihar).

.... .... Opposite Party/s

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**Appearance :**

For the Petitioner : Mr. Sanjay Kumar Sharma, Advocate  
For the State : Mr. C.Jawahar, A.P.P.

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**CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH**  
**ORAL ORDER**

- 3      21-06-2018      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 and 494 of the Indian Penal Code.

Allegation against the petitioner is of committing torture  
upon the victim due to non-fulfillment 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 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 learned Additional Chief Judicial Magistrate-VII, Gaya in connection with Complaint Case No.483 of 2010, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

**(Sudhir Singh, J)**

A.K.V./-

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