

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.25396 of 2018**

Arising Out of PS.Case No. -872 Year- 2017 Thana -KATIHAR COMPLAINT CASE District-  
KATIHAR

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1. Sunil Roy S/o Sri Nishi Roy, R/o Vill.- Mallikpur, P.S.- Azamnagar,  
District- Katihar.

.... .... Petitioner/s

Versus

1. The State of Bihar  
2. Mala Devi W/o Sunil Roy and D/o Basu Dev Roy, At present Resides at  
Vill.- Kuwagaon, P.S.- Barsoi (Kachna O.P.), District- Katihar.

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

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**Appearance :**

For the Petitioner/s : Mr. Md. Qumrul Hoda

For the Opposite Party/s : Mr. Md. Arif

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

2      26-04-2018              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.

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 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 learned Additional Chief Judicial  
Magistrate-VI, Katihar in connection with Complaint Case No.  
872 of 2017, 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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