

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.25736 of 2018

Arising Out of PS. Case No.-86 Year-2017 Thana- MAHILA P.S. District- Madhepura

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1. Radha Devi, Wife of Badri Yadav,
 2. Badri Yadav, Son of Late Thakur Yadav, Both resident of Village- Tarabe, P.S.- Gamharia, District- Madhepura.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Pramod Mishra

For the Opposite Party/s : Mr. Satyendra Narayan Singh

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 27-04-2018 Heard learned counsel for the petitioners and learned
APP for the State.

The petitioners are apprehending their arrest in a case registered under Sections 498A, 341, 323/34 of the Indian Penal Code and $\frac{3}{4}$ of Dowry Prohibition Act.

Allegation against the petitioners is of committing torture upon the victim due to non-fulfilment of demand of dowry.

It has been submitted on behalf of the petitioners that there is no allegation of tampering of witnesses alleged against the petitioners. The petitioners have falsely been implicated in the present case due to petty family dispute. The case is triable by the Magistrate. The petitioners are in-laws of the victim.



They have 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
petitioners are named in the Complaint Case/F.I.R.

Considering the aforesaid facts and circumstances,
let the petitioners, 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) each with two sureties of
the like amount each to the satisfaction of learned S.D.J.M.,
Madhepura in connection with Mahila (Madhepura) P.S. Case
No. 86/2017, subject to the conditions as laid down under
Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

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