

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.27250 of 2018

Arising Out of PS. Case No.-2469 Year-2017 Thana- PATNA COMPLAINT CASE District-
Patna

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Brahmanand Kumar @ Dheeraj Kumar Son of Binod Kumar Pandey R/o
Gandhi Nagar Ram Chandarpur, Biharshrif, P.S. - Ramchandarpur, District -
Nalanda.

... .. Petitioner/s

Versus

1. The State of Bihar.
2. Neha Kumari Wife of Brahmanand Kumar @ Dheeraj Kumar, daughter of
Mukesh Pandey C/o Keshrinandan Prasad, resident of near St. Morento
School West Saristabad, P.S. - Gardanibagh, District Patna, Pincode - 800002.

... .. Opposite Party/s

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Appearance :

For the Petitioner	:	Mr. Aditya Nath Pandey, Advocate
For the State	:	Mr. Braj Kishore Prasad, APP
For O.P. No.2	:	Mrs. Soni Srivastava, Advocate

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 04-05-2018 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
registered under Section 498A of the Indian Penal Code and 4 of
Dowry Prohibition Act.

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 and learned counsel for the opposite party No.2, it is submitted that the petitioner is named in the complaint case.

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 S.D.J.M., Patna in connection with Complaint case No.2469(c) of 2017, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

Narendra/-

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