

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.35857 of 2018

Arising Out of PS. Case No.-1589 Year-2014 Thana- NAWADAH COMPLAINT CASE
District- Nawada

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Umesh Chaudhary Son of Late Garho Chaudhary Resident of Village - Bauri,
Police Station Kashichak, District - Nawada.

... .. Petitioner/s

Versus

1. The State of Bihar.
2. Sushila Devi wife of Umesh Chaudhary resident of Village Bauri, P.S. Kashichak, Distt, Nawada presently residing with her father D/o Binda Chaudhary r/o village Mesuda, P.S. Warsaliganj, District - Nawada.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Rajesh Ranjan Kumar
For the Opposite Party/s : Mr. Kumar Virendra Narayan

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

3 09-07-2018 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner is apprehending his arrest in a case registered under Sections 323, 498A, 494, 506 of the Indian Penal Code, but cognizance has been taken under Sections 323, 498A, 494/34 of the I.P.C.

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.

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 A.C.J.M. II, Nawada in connection with Complaint case No.1589 of 2014, 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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