

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.39092 of 2018

Arising Out of PS.Case No. -1338 Year- 2014 Thana -VAISALI COMPLAINT CASE District -
VAISHALI(HAJIPUR)

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1. Awadhesh Pandit, S/o Jagarnath Pandit,
2. Shiva Devi, W/o Jagarnath Pandit, Both are resident of Arari Sahwajpur,
P.O.- Harauli, P.S.- Hajipur Sadar, District- Vaishali.

.... Petitioner/s

Versus

1. The State of Bihar.
2. Sangeeta Devi, W/o Awadhesh Pandit, Resident of Arari Sahwajpur,
P.O.- Harauli, P.S.- Hajipur Sadar, District- Vaishali.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Anirudh Kumar Sinha

For the Opposite Party/s : Mr. Sri Umesh Lal Verma

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 05-07-2018 Heard learned counsel for the petitioners and learned APP for
the State.

The petitioners are apprehending their arrest in a case
registered under Section 498A of the Indian Penal Code.

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

It has been submitted on behalf of the petitioners that the
petitioners have got no criminal antecedent. 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 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 Sri Neeraj Kumar, Additional Chief Judicial Magistrate-XIII-cum-Sub Judge-XIV, Hajipur (Vaishali) in connection with Complaint Case No. 1338 of 2014, 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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