

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.48157 of 2018

Arising Out of PS.Case No. -2323 Year- 2017 Thana -GOPALGANJ COMPLAINT CASE District-
GOPALGANJ

- =====
1. Dudhnath Pandey, Son of Late Bindeshwari Pandey.
 2. Umesh Pandey, Son of Dudhnath Pandey.
 3. Shashi Kant Pandey, Son of Dudhnath Pandey.
 4. Mithilesh Devi, Wife of Umesh Pandey. All are residents of Village
Gulaura Police Station - Gopalpur, District - Gopalganj.
- Petitioners

Versus

1. The State of Bihar.
 2. Rinku Devi, Wife of Manoj Pandey, Daughter of Ramanuj Pandey
present Address - Resident of Village - Pandey Kareya, Police Station -
Gopalpur, District - Gopalganj.
- Opposite Parties

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Appearance :

For the Petitioners : Mr. Rajesh Roy, Advocate.
For the State : Mrs. Renuka Ratnakar, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 07-08-2018 Heard learned counsel for the petitioners and learned
A.P.P. for the State.

The petitioners are apprehending their arrest in a case
for the offence registered under Section 498(A) of the IPC.

The prosecution story, in brief, is that the accused
persons including the petitioners tortured the victim due to non-
fulfilment of demand of dowry.

It has been submitted by learned counsel for the
petitioner that the petitioners have got no criminal antecedent.
There is no allegation of tampering with the witnesses alleged
against the petitioners. The petitioners have falsely been



implicated in the present case due to petty family dispute. The petitioners are in-laws of the victim. They are separate in mess and property from the husband of the victim. The case is triable by the Magistrate. The petitioners have further 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 learned counsel for the State, it has been submitted that the petitioners are named in the F.I.R/ complaint case.

Considering the aforesaid facts and circumstances, let the petitioners above named, in the event of arrest or 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 the learned A.C.J.M.-XI, Gopalganj, in connection with Complaint Case (Reg.) No. 2323 of 2017, corresponding to Trial No. 1991 of 2018, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

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(Sudhir Singh, J)