

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.64779 of 2018

Arising Out of PS. Case No.-47 Year-2018 Thana- MAHILA P.S. District- Rohtas

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Sushil Kumar, Son of Wakil Singh, Resident of Village- Sultanpur, P.S.-
Baghaila, District- Rohtas.

... .. Petitioner/s

Versus

1. The State of Bihar.
2. Gurgawati Devi, D/o Late Parasnath Singh, Resident of Village- Ghordihi,
P.S.- Baghaila, District- Rohtas.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Rameshwar Singh
For the Opposite Party/s : Mr. Sri Arun Kumar Pandey

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 25-10-2018 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner is apprehending his arrest in a case registered under Sections 498A, 494, 406 and 506/34 of the Indian Penal Code.

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

It has been submitted on behalf of the petitioner that 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. On the earlier occasion also, the victim and her



family members have instituted case for similar offence against the petitioner and his family members in which the petitioner was acquitted by the Court below by Annexure-2 to the present application. 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/F.I.R.

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 Chief Judicial Magistrate, Rohtas in connection with Sasaram Mahila P.S. Case No. 47/2018, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

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