

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.24593 of 2017

Arising Out of PS. Case No.-952 Year-2014 Thana- MADHUBANI COMPLAINT CASE
District- Madhubani

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Chandan Kamati, S/o Ramdeo Kamati, resident of Village- Bhawanipur, P.S.-
Kewati, District- Darbhanga.

... .. Petitioner/s

Versus

1. The State of Bihar.
2. Bindu Devi, W/o Chandan Kamati, D/o Binod Kamat, resident of Village-
Barha, P.S.- Arer, District- Madhubani.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Bimal Kumar

For the Opposite Party/s : Mr. AMRENDRA PRASAD

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

8 05-03-2018 None appears on behalf of the opposite party No.2.

Heard learned counsel for the petitioner and learned APP
for the State.

The petitioner is apprehending his arrest in a case
registered under Sections 341, 323, 379, 498A, 308, 120B/34 of
the Indian Penal Code, but cognizance has been taken under
Section 498A 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 Sri Ajay Kumar, IInd, J.M. 1st class, Benipatti, District Madhubani in connection with C.R. cse No.952 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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