

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.47063 of 2017

Arising Out of PS. Case No.-613 Year-2013 Thana- WEST CHAMPARAN COMPLAINT
District- West Champaran

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Kishor Raut @ Kishore Raut, Son of Yogendra Raut, Resident of village-
Donwar Dikta, Police Station- Shanichari, District- West Champaran.

... .. Petitioner/s

Versus

1. The State of Bihar.
2. Sharmila Devi, Wife of Kishore Raut, Daughter of Gorakh Raut, at present resident of village- Enarbarawa, Police Station- Ram Nagar, District- West Champaran.

... .. Opposite Party/s

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Appearance :

For the Petitioner	:	Mr. Milind Kumar Mishra, Advocate
For the State	:	Mr. NARENDRA KUMAR SINGH, APP

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

4 04-01-2018 Heard learned counsel for the petitioner, learned APP for the State and learned counsel for the opposite party No.2.

The petitioner is apprehending his arrest in a case registered under Sections 498A, 323 of the Indian Penal Code.

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 and learned counsel for the opposite party No.2, 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 Sub Divisional Judicial Magistrate, Bagaha, West Champaran in connection with Tr. No.6115 of 2016 arising out of Complaint case No. C-613 of 2013, 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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