

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.16978 of 2018

Arising Out of PS.Case No. -168 Year- 2017 Thana -MAHILA P.S District- SUPAUL

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Indra Bhushan Kumar, S/o Satya Narayan Mandal, Resident of Village-
Mungrar, P.S. and District- Supaul.

.... Petitioner

Versus

1. The State of Bihar.
2. Kavita Devi, Wife of Indra Bhushan Kumar, Daughter of Nathuni Mandal Presently residing at Dumaria, P.S. and District- Supaul.

.... Opposite Parties

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Appearance :

For the Petitioner : Mr. Madhav Jha, Advocate.

For the State : Mr. Umanath Mishra, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 27-03-2018 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

The petitioner is languishing in custody since 21.10.2017 in a case for the offence registered under Sections 498(A), 323, 307, 504, 506 of the IPC and ¾ of the D.P. Act in which charge sheet has been submitted under Sections 498(A), 323, 504, 506/34 of the IPC and ¾ of the D.P. Act.

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

It has been submitted by learned counsel for the petitioner that the petitioner has got no criminal antecedent.



Charge sheet has been submitted in the present case. There is no allegation of tampering with the 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 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 petitioner is named in the F.I.R/ complaint case.

Considering the aforesaid facts and circumstances, let the petitioner above named, be released on bail on furnishing bail bonds of Rs.10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned S.D.J.M. Supaul, in connection with Supaul Mahila P.S. Case No. 168 of 2017.

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(Sudhir Singh, J)

