

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.8263 of 2018

Arising Out of PS.Case No. -703 Year- 2017 Thana -TURKAULIYA District-
EASTCHAMPARAN(MOTIHARI)

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Raju Sah, S/O Rajendra Sah, R/V- Belwarai Tiwari Tola, P.S. Turkaulia,
District-East Champaran.

.... Petitioner

Versus

1. The State of Bihar.
2. Bedami Devi, W/O Raju Sah, D/O Babu Nand Sah, R/V- Belwarai
Tiwari Tola, P.S. Turkauliya, District-East Champaran at present R/V-
Kharwa Mushari Tola, P.S. Banjaria, District-East Champaran.

.... Opposite Parties

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Appearance :

For the Petitioner : Mr. Sunil Kumar No.III, Advocate.

For the State : Mr. Ram Priya Saran Singh, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 12-02-2018 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

The petitioner is languishing in custody since
10.11.2017 in a case for the offence registered under Sections 341,
323, 326, 498(A)/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 C.J.M. East Champaran at Motihari, in connection with Turkaulia P.S. Case No. 703 of 2017, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

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(Sudhir Singh, J)

