

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.47245 of 2018

Arising Out of PS. Case No.-885 Year-2017 Thana- BHABHU(KAIMUR) COMPLAIN C
District- Bhabhua (Kaimur)

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Awadhesh Paswan, Son of Nirahu Paswan, R/o Village Dulhi, P.S. Chand,
District Kaimur at Bhabua.

... .. Petitioner/s

Versus

1. The State of Bihar.
2. Chanda Devi Wife of Awadhesh Paswan, R/o Village Dulhi, P.S. Chand
District Kaimur at Bhabua at present Resident of her father namely Baliram
Paswan, R/o Village Bhaisahat Khurd, P.S.- Chainpur, District- Kaimur at
Bhabua.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Tribhuwan Narayan
For the Opposite Party/s : Mr. Sri Indra Kumar Singh

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 02-08-2018 Heard learned counsel for the petitioner and learned APP
for the State.

The petitioner is apprehending his arrest in a case
registered under Sections 323, 341, 406, 498A, 504 and 506 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, 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 A.C.J.M., Kaimur at Bhabhua in connection with Complaint Case No. 885 of 2017, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

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