

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.64789 of 2018**

Arising Out of PS. Case No.-396 Year-2017 Thana- NALANDA COMPLAINT CASE  
District- Nalanda

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Mintu Kumar, Son of Umesh Choudhary, Resident of Village- Raghapur,  
Police Station- Bakhtiyarpur, District- Patna.

... .. Petitioner/s

Versus

1. The State of Bihar.
2. Madhu Kumari, Wife of Mintu Kumar, Resident of Village- Raghapur, Police Station- Bakhtiyarpur, District- Patna and daughter of Late Mahesh Choudhary, Resident of Village- Musahari, Police Station- Chandi, District- Nalanda.

... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Anil Kumar Singh  
For the Opposite Party/s : Mr. Sri Pranav Kumar

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**CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH**  
**ORAL ORDER**

2      25-10-2018                      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, 504, 386, 406, 498A of the Indian Penal Code and 4 of Dowry Prohibition Act in which cognizance has been taken under section 498A IPC and 4 of the D.P. Act.

Allegation against the petitioner is of committing torture upon the victim due to non-fulfillment 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 S.D.J.M., Hilsa, Nalanda in connection with Complaint Case No. 396 of 2017, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

Pankaj/-

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