

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.72749 of 2018

Arising Out of PS. Case No.-1161 Year-2017 Thana- KHAGARIA COMPALINT CASE
District- Khagaria

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Vivek Kumar Pankaj, S/o Sri Suraj Gupta, Resident of Mohalla-Shahid Chowk, P.S. Jai Nagar, District-Madhubani, At present-Flat No. A-28, 3rd Floor, Shyam Nagar, P.S. Okhala, New Delhi.

... .. Petitioner/s

Versus

State Of Bihar & Anr

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Chandra Moleshwar

For the O. P. No. 2 (informant) : Mr. Raj Dular Sah

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 06-12-2018 Heard learned counsel for the petitioner and learned APP
for the State.

The petitioner is apprehending his arrest in a case registered under Section 498A of the Indian Penal Code and ³/₄ of Dowry Prohibition 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 Sub Divisional
Judicial Magistrate, Khagaria in connection with Complaint
Case No. 1161C 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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