

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.21374 of 2018

Arising Out of PS. Case No.-171 Year-2017 Thana- NAUBATPUR District- Patna

Ashwani Kumar Thakur @ Ashwini Kumar Thakur son of Jata Shankar Thakur resident of B/90 Bashista Colony, Harnichak, Anishabad, P.S. Gardanibagh, District - Patna.

... .. Petitioner/s

Versus

1. The State of Bihar.
2. Namrata Kumari @ Nikki Kumari wife of Ashwani Kumar Thakur @ Ashwani Kumar Thakur, daughter of Laldeo Sharma Resident of Village - Chhotaki Kopa, P.S. - Naubatpur, District - Patna.

... .. Opposite Party/s

Appearance :

For the Petitioner	:	Mr. Anjani Kumar Jha, Adv.
For the State	:	Mr. Binod Kumar, APP
For O.P. No.2	:	Mr. Patanjali Rishi, Adv.

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 11-04-2018 Heard learned counsel for the petitioner, learned APP
for the State and learned counsel for the opposite party No.2.

The petitioner is apprehending his arrest in a case registered under Sections 323, 498A, 504 of the Indian Penal Code and $\frac{3}{4}$ of Dowry Prohibition Act.

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 and learned counsel for the opposite party No.2, it is submitted that the petitioner is named in the 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. II, Danapur in connection with Naubatpur P.S. case No.171 of 2017, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

Narendra/-

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