

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.26515 of 2018**

Arising Out of PS. Case No.-2003 Year-2010 Thana- BHOJPUR COMPLAINT CASE  
District- Bhojpur

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Gajendra Kumar Chaudhari @ Gajendra Chaudhary, Son of Ram Niwas Chaudhary, resident of Village- Nonaur, P.O.- Karvasin, P.S.- Sahar, District- Bhojpur.

... .. Petitioner/s

Versus

1. The State of Bihar.
2. Kumari Asha Devi, wife of Ganjendra Kumar Chaudhari, daughter of Ramasharan Chaudhary, resident of Village- Babura, P.S.- Barhara, District- Bhojpur.

... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Anil Kumar  
For the Opposite Party/s : Mr. Amitesh Kumar

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

2      01-05-2018                      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.

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.

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, Ara, Bhojpur in connection with Complaint  
case No.2003(c) of 2010, 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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