

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.26987 of 2018**

Arising Out of PS. Case No.-725 Year-2017 Thana- KATIHAR District- Katihar

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Pankaj Jain Son of Mansingh Jain Resident of Mohalla - Rajhata Katihar, P.S.  
Katihar, District Katihar.

... .. Petitioner/s

Versus

1. The State of Bihar.
2. Neha Kumari daughter of Bipin Kumar Gupta wife of Pankaj Jain presently residing at her maik Mohalla - Lal Kothi Katihar, P.S. Katihar (Town), District - Katihar.

... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Bimal Kumar  
For the Opposite Party/s : Mr. Binod Kumar

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

2      02-05-2018                      Heard learned counsel for the petitioner and learned  
APP for the State.

The petitioner is apprehending his arrest in a case registered under Sections 328, 323, 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 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 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 C.J.M., Katihar in connection with Katihar (Town) P.S. case No.725 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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