

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.38685 of 2018

Arising Out of PS.Case No. -313 Year- 2018 Thana -SONEPUR District- SARAN

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1. Tarkeshwar Singh son of Late Chandrika Singh
2. Dewanti Devi wife of Tarkeshwar Singh
3. Ramwati Devi alias Ramawati Devi wife of Umesh Singh All are residents of Village - Madanpur, P.S. Awtar Nagar, District - Saran (Chapra).

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Tej Kumar Maharaj

For the Opposite Party/s : Mr. Sri Jagdhar Prasad

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 05-07-2018 Heard learned counsel for the petitioners and learned APP for the State.

The petitioners are apprehending their arrest in a case registered under Section 498A & other minor Sections of the Indian Penal Code and ¾ of Dowry Prohibition Act.

Allegation against the petitioners is of committing torture upon the victim due to non-fulfillment of demand of dowry.

It has been submitted on behalf of the petitioners that the petitioners have got no criminal antecedent. There is no allegation of tampering of witnesses alleged against the petitioners. The petitioners have falsely been implicated in the present case due to petty family dispute. The case is triable by the Magistrate. The



petitioners have 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 petitioners are named in the Complaint Case/F.I.R.

Considering the aforesaid facts and circumstances, let the petitioners, 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) each with two sureties of the like amount each to the satisfaction of learned Sub Judge-I-cum-ACJM-Ist, Saran at Chapra in connection with Sonapur P.S. Case No. 313 of 2018, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

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