

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.39695 of 2018

Arising Out of PS. Case No.-827 Year-2017 Thana- GAYA COMPLAINT CASE District-
Gaya

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Abhishek Kumar S/o Late Jitendra Kumar Srivastava, resident of Sri Kunj,
House No.1/12, Vivekanand Marg North Srikrishnapuri, P.S. Srikrishnapuri,
District Patna

... .. Petitioner/s

Versus

1. State Of Bihar
2. Priyanka Sinha wife of Abhishek Kumar and daughter of Prof. Arvind
Kumar Sinha, resident of Mohalla Professor's Colony, P.S. Rampur, District
Gaya

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Arbind Kumar Singh
For the Opposite Party/s : Mr. Bhanu Pratap Singh

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 05-07-2018 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 ¾
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, 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 S.D.J.M., Gaya in connection with Trial No.114 of 2017 arising out of Complaint case No.827 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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