

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.50942 of 2018

Arising Out of PS.Case No. -279 Year- 2017 Thana -GAYA COMPLAINT CASE District- GAYA
=====

Nagendra Kumar, Son of Chhotu Ravidas, Resident of Mohalla-
Ghughritamr, P.S.- Vishnupad, District- Gaya.

.... Petitioner

Versus

1. The State of Bihar.
2. Ankita Kumari @ Ankita Devi, Wife of Nagendra Kumar, Daughter of
Surendra Ram, Resident of Mohalla- Bairagi, P.S.- Delha, District- Gaya.

.... Opposite Party/s
=====

Appearance :

For the Petitioner/s : Mr.

For the Opposite Party/s : Mr.
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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 20-08-2018 Heard learned counsel for the petitioner and learned APP for
the State.

The petitioner is apprehending his arrest in a case registered
under Sections 498A, 323, 379, 341, 342, 504 of the Indian Penal
Code and 3/4 of Dowry Prohibition Act.

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

It has been submitted on behalf of the petitioner that 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. On earlier occasion also, the
complainant had instituted a case against the petitioner and his
family members. The case is triable by the Magistrate. It has



further been submitted on behalf of the petitioner that the petitioner had never surrendered in the court below in pursuance to the order dated 11-05-2018 by which, the petitioner was granted provisional bail. 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 Chief Judicial Magistrate, Gaya in connection with Complaint Case No. 279 of 2017, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

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