

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.51344 of 2017

Arising Out of PS. Case No.-903 Year-2016 Thana- EAST CHAMPARAN COMPLAINT
District- East Champaran

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Sajan Kumar Pandey @ Sajan Pandey S/o Paras Nath Pandey , R/o Village-
Sine, P.S.- Kanti, P.O.- Kanti, District- Muzaffarpur.

... .. Petitioner/s

Versus

1. The State of Bihar.
2. Chanchala Devi w/o Sajan Kumar Pandey and D/o Harendra Pathak, At
present R/o Village- Koila Belwa, P.S.- Chakia, District- East Champaran.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Alok Kumar Alok
For the Opposite Party/s : SMT. SUMAN KUMARI SINGH

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

3 05-03-2018 None appears on behalf of the opposite party No.2.

Heard learned counsel for the petitioner and learned APP
for the State.

The petitioner is apprehending his arrest in a case
registered under Sections 323, 406, 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.

The matter was referred to the Mediation Centre, Patna
High Court by order dated 08.11.2017. As per the report of the
Mediator, the mediation has failed.

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 C.J.M., East Champaran, Motihari in connection with Complaint case No.903 of 2016, Trial No.1493 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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