

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.14057 of 2018

Arising Out of PS. Case No.-2410 Year-2014 Thana- GOPALGANJ COMPLAINT CASE
District- Gopalganj

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Brijesh Singh S/o Ramchandra Singh, R/o Village- Amahiya Tola Bhaishiya,
P.S.- Jhangha, District- Gorakhpur (U.P.).

... .. Petitioner/s

Versus

1. The State of Bihar.
2. Vimala Devi W/o Brijesh Singh, R/o Village- Amahiya Tola Bhaishiya, P.S.- Jhangha, District- Gorakhpur (U.P.) At present D/o Lal Bahadur Singh, R/o Village- Jadishpur, P.S.- Vijaipur, District- Gopalganj.

... .. Opposite Party/s

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Appearance :

For the Petitioner	:	Mr. Lokesh Kumar Singh, Advocate
For the State	:	Mr. RAM SEVAK CHOUDHARY, APP
For opposite party No.2	:	Mr. Naresh Chandra Verma, Advocate
		Mr. Ram Kumar Singh, Advocate

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 09-03-2018 Heard learned counsel for the petitioner, learned APP for the State and learned counsel for the opposite party No.2.

The petitioner is apprehending his arrest in a case registered under Sections 498A, 406 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 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 and learned counsel for the opposite party No.2, 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 Additional Chief Judicial Magistrate XI, Gopalganj in connection with Complaint case No.2410 of 2014, Trial No.284 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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