

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.18592 of 2018**

Arising Out of PS. Case No.-513 Year-2016 Thana- GAYA COMPLAINT CASE District-  
Gaya

=====

Deepak Kumar Son of Gyanchand Prasad resident of Mohalla - Manpur  
Pehani Gabri Per, Police Station - Buniyadganj, District - Gaya.

... .. Petitioner/s

Versus

1. The State of Bihar.
2. Gauri Devi wife of Deepak Kumar, D/o Dhaneshwar Prasad R/o Mohalla -  
Manpur Pehani Gabri per, Police Station - Buniyadganj, District - Gaya  
present R/o Manpur Pehani Purani Madrsa, P.S. + P.O. - Buniyadganj, District  
- Gaya.

... .. Opposite Party/s

=====

**Appearance :**

For the Petitioner/s : Mr. Amit Kumar  
For the Opposite Party/s : SMT. ASHA KUMARI

=====

**CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH**  
**ORAL ORDER**

2      30-03-2018              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 <sup>3</sup>/<sub>4</sub>  
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  
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 O.P. No. 2 is in the



habit of instituting cases for similar offences. 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 Complaint Case No. 513/2016 (Trial No. 2651/2017), subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

Pankaj/-

|   |  |   |  |
|---|--|---|--|
| U |  | T |  |
|---|--|---|--|

