

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.25918 of 2018

Arising Out of PS. Case No.-115 Year-2017 Thana- MANIGACHI District- Darbhanga

1. Umesh Yadav, S/o Ram Chandra Yadav,
2. Chandrika Devi @ Chandrakala Devi @ Chanrika Devi W/o Umesh Yadav, Both are R/o Vill.- Chakchintamanipur, P.S.- Manigachhi Bajitpur O.P., District- Darbhanga.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Rajib Ranjan Jha

For the Opposite Party/s : Mr. Jagdhar Prasad

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 27-04-2018 Heard learned counsel for the petitioners and learned
APP for the State.

The petitioners are apprehending their arrest in a case registered under Sections 341, 323, 313, 498A, 504 and 34 of the Indian Penal Code and $\frac{3}{4}$ of Dowry Prohibition Act but charge-sheet has been submitted under sections 341, 323, 498A, 504 and 34 of the Indian Penal Code and Section 3 and 4 of the D.P. Act.

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

It has been submitted on behalf of the petitioners that the petitioners have got no criminal antecedent. There is no allegation of tampering of witnesses alleged against the



petitioners. The petitioners are father-in-law and mother-in-law respectively of the victim. They have falsely been implicated in the present case due to petty family dispute. The case is triable by the Magistrate. The petitioners have 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 petitioners are named in the Complaint Case/F.I.R.

Considering the aforesaid facts and circumstances, let the petitioners, 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) each with two sureties of the like amount each to the satisfaction of learned A.C.J.M. VI, Darbhanga in connection with Manigachhi (Bajitpur O.P.) P.S. Case No. 115 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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