

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.27473 of 2018**

Arising Out of PS. Case No.-436 Year-2017 Thana- SITAMARHI COMPLAINT CASE  
District- Sitamarhi

=====

Amit Kumar @ Dhiraj Kumar son of Rameshwar Prasad, resident of Ward No.2, Sitamarhi Town, P.S. Sitarmarhi, District Sitamarhi

... .. Petitioner/s

Versus

1. State Of Bihar  
2. Sangita Gupta wife of Dhiraj Kumar @ Amit Kumar, presently residing with her father Krishna Prasad Sah at village Malahi Garura, Ward No.10, P.S. Garura, District Rothat, Nepal

... .. Opposite Party/s

=====

**Appearance :**

For the Petitioner/s : Mr. Ashhar Mustafa  
For the Opposite Party/s : Mr. Dr. Kumar Uday Pratap

=====

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

2      04-05-2018                      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, 494 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, 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., Sitamarhi  
in connection with Complaint case No.C1-436 of 2017, subject  
to the conditions as laid down under Section 438(2) of the Code  
of Criminal Procedure.

**(Sudhir Singh, J)**

Narendra/-

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

