

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.61569 of 2017

Arising Out of PS.Case No. -504 Year- 2016 Thana -JEHANABAD COMPLAINT CASE District-
JEHANABAD

=====

1. Hirday Kumar S/o Late Chandra Mohan Prasad, R/o Maharajganj Road,
Rafiganj, P.S.- Rafiganj, District- Aurangabad.

.... Petitioner/s

Versus

1. The State of Bihar.
2. Puja Kumari W/o Hirday Kumar, D/o Late Basudeo Prasad, Presetly
Residing at Mohalla- Horilganj Jahanabad, P.S. and District- Jehanabad.

.... Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Mukesh Kumar Jha

For the Opposite Party/s : Mr. Md. Arif

=====

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

3 16-03-2018 Heard learned counsel for the petitioner. On repeated call,

none appears on behalf of opposite party No. 2.

The petitioner is apprehending his arrest in a case registered
under Section 498A of the Indian Penal Code and ¾ of Dowry
Prohibition Act.

Allegation against the petitioner is of committing torture
upon the victim due to non-fulfillment 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 is husband of the complainant. 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/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 Sub Divisional Judicial Magistrate, Jehanabad in connection with Complaint Case No. 504 of 2016, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

A.K.V./-

U		T	
---	--	---	--

