

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.69801 of 2018

Arising Out of PS. Case No.-25 Year-2018 Thana- MAHILA P.S. District- Banka

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Baso Devi Wife of Nakul Prasad Singh @ Nakul Mandal Resident of Village-
Kulharia,P.S.-Amarpur,Distt.-Banka

... .. Petitioner/s

Versus

1. The State of Bihar.
2. Rubi Devi Wife of Prakash Singh Resident of Village-Kulharia,P.S.-
Amarpur,Distt.-Banka

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Shree Niwas Singh

For the Opposite Party/s : Mr. Sri Yogendra Kumar

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 27-11-2018 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner is apprehending her arrest in a case
registered under Sections 498A, 341, 323, 504, 506 and 34 of
the Indian Penal Code.

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
there is no allegation of tampering of witnesses alleged against
the petitioner. On the earlier occasion also, the victim and her
family members have instituted case for similar offence against
the petitioner and his family members. The petitioner is mother-



in-law of the victim. She 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 S.D.J.M., Banka in connection with Mahila P.S. Case No. 25/18 (G.R. No. 1601/2018), subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

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