

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.1580 of 2018

Arising Out of PS. Case No.-199 Year-2017 Thana- SULTANGANJ District- Patna

Nirjal Nath, Son of Baidnath Prasad, Resident of Village-Ranisarai, P.s.-
Giriyak, District-Nalanda.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner	:	Mr. Lakshmi Kant Sharma, Advocate
For the State	:	Mr. Nityanand Tiwary, APP
For the Informant	:	Mr. Arvind Kumar, Advocate

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 18-01-2018 Heard learned counsel for the petitioner. learned APP for
the State and learned counsel for the informant.

The petitioner seeks bail in a case registered under Sections
307, 498A, 326/34 of the Indian Penal Code.

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

It has been submitted on behalf of the petitioner that the
petitioner is in custody since 05.10.2017 and has got no criminal
antecedent. Charge sheet has been submitted in this case. 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 nature of injury is



said to be simple. Hence, no offence under Section 307 of the I.P.C. is made out. 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 and learned counsel for the informant, it is submitted that the petitioner is named in the F.I.R.

Considering the aforesaid facts and circumstances, let the petitioner, above named, be released on bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate, 1st class, Patna City, Patna in connection with Sultanganj P.S. case No.199 of 2017.

(Sudhir Singh, J)

Narendra/-

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