

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.32156 of 2018

Arising Out of PS. Case No.-142 Year-2017 Thana- SALKHUA District- Saharsa

Santosh Kumar Mehta Son of late Kailash Mehta Resident of Village
Paharpur, Police Station- Saurbazar O.P. Patarghat, District- Saharsa.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Satish Kumar Singh

For the Opposite Party/s : Mr. Smt. Meena Singh

CORAM: HONOURABLE MR. JUSTICE S. KUMAR

ORAL ORDER

4 04-09-2018 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner seeks Anticipatory bail in connection with
Salkhua P.S. Case No. 142 of 2017 registered under Sections
341, 324, 307, 504, 506, 498(A)/34 of the Indian Penal Code
and 3/4 of D.P. Act.

Informant in his written complaint has stated that the
marriage of his sister was solemnized with petitioner in the year
2014 but after marriage she was being tortured by her in-laws
for non-fulfillment of demand of dowry. It has further alleged
that five months earlier his sister came to his house and on
28.06.2017 Laddu Mehta came to his house for Bidai which was
refused by him on the pretext that Bidai will be given when his
husband (petitioner) will come, upon which at about 12 o' clock



in the night Laddu Mehta hurled a Garasa blow over the neck of the informant, causing injury. Later on he was brought to the hospital for treatment.

It has been submitted on behalf of the petitioner that the petitioner is innocent and has been falsely implicated in this case. It has been further submitted that petitioner works outside the village and was not even present at the time of incident and wife of the petitioner left his house on her own sweet will and volition.

Considering the facts and circumstances of the case, prayer of Anticipatory bail is allowed and petitioner named above in the event of arrest or surrender before the court below within four weeks from today, the petitioner is directed to be released on bail on furnishing bail bond of Rs. 10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of the learned Additional Chief Judicial Magistrate, Saharsa, in connection with Salkhua P.S. Case No. 142 of 2017, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(S. Kumar, J)

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