

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.68187 of 2018

Arising Out of PS. Case No.-62 Year-2018 Thana- MAHILA P.S. District- Rohtas

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Samerjit Kumar Singh @ Samarjeet Kumar Singh @ Dr. Samarjeet Singh,
Son of Late Ranjeet Singh, resident of Flat No. 805, Sector-I, Vardankhand,
Gomtinagar, Police Station-Gomtinagar, District-Gomtinagar, Uttar Pradesh.
At present resident of Clinic of Sunil Boss, Police Station- Dihri, District-
Rohtas at Sasaram. Petitioner

Versus

1.The State Of Bihar.
2. Dr. Sunita Singh, wife of Dr. Samarjeet Singh, resident of Clinic of Sunil
Boss, Police Station- Dihri, District-Rohtas at Sasaram. Daughter of
Rajkumar Singh, R/V- Dandai Kalan, P.O. Silwar, P.S. Hajaribagh(M),
District-Hajaribagh, Jharkhahd. Opposite Parties

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Appearance :

For the Petitioner : Mr. Raghunandan Kumar Singh, Advocate.
For the State : Mr. Sri Kanhaiya Kishore, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH

ORAL ORDER

2 19-11-2018 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

The petitioner is apprehending his arrest in case for the
offence registered under Sections 498(A), 406, 313, 341, 323
and 504/34 of the IPC.

The prosecution story, in brief, is that the accused
persons including the petitioner tortured the victim due to non-
fulfilment of demand of dowry.

It has been submitted by learned counsel for the
petitioner that the petitioner has got no criminal antecedent.
There is no allegation of tampering with the witnesses alleged
against the petitioner. The petitioner has falsely been implicated
in the present case due to petty family dispute. There is no



medical examination report in respect to offence under Section 313 of the IPC. Rests of the offences are triable by the Magistrate. The petitioner has further 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 learned counsel for the State, it has been submitted that the petitioner is named in the F.I.R./Complaint Case.

Considering the aforesaid facts and circumstances, let the petitioner above named, in the event of arrest or 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 the learned A.C.J.M. Dihri, Rohtas at Sasaram, in connection with Mahila P.S. Case No. 62 of 2018, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

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(Sudhir Singh, J)

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