

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.7449 of 2018

Arising Out of PS. Case No.-39 Year-2016 Thana- SAMASTIPUR COMPLAINT CASE
District- Samastipur

=====

Nitish Ram @ Nitish Kumar Ram, son of Rabbi Ram, resident of village Ranna, P.S.- Hathauri, (Shivaji Nagar O.P.), District- Samastipur (Bihar).

... .. Petitioner/s

Versus

1. The State Of Bihar
2. Reena Devi, wife of Nitish Ram @ Nitish Kumar Ram, daughter of Satan Ram, residing at village Rani Patri, P.O. Rosera, P.s.- Hathauri, District- Samastipur (Bihar).

... .. Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Vinay Kumar Mishra
For the Opposite Party/s : SMT INDU KUMARI SRIVASTAVA

=====

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 06-02-2018 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner is apprehending his arrest in a complaint case in which cognizance has been taken under Sections 323 and 498A of the Indian Penal Code.

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

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 Additional Chief Judicial Magistrate 1st, Rosera in connection with Complaint Case No. 39 of 2016 (T.R. No. 2218 of 2017), subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

Pankaj/-

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

