

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.25504 of 2018

Arising Out of PS.Case No. -321 Year- 2017 Thana -LAURIYA District-
WESTCHAMPARAN(BETTIAH)

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1. Prabhu Sah Son of Sri Saral Sah Resident of Village- Fulwaria, Boring
Tola, P.S.- Lauriya, District- West Champaran.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Umesh Chandra Verma

For the Opposite Party/s : Mr. Sri Sanjay Kumar Pandey

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 27-04-2018 Heard learned counsel for the petitioner and learned APP
for the State.

The petitioner seeks bail in a case registered under
Sections-341, 323, 307, 498-A, 504, 506 of the Indian Penal Code
and 37 (C) of the Bihar Prohibition and Excise Act, 2016.

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 the
petitioner has got no criminal antecedent. There is no allegation of
tampering of witnesses alleged against the petitioner. The
petitioner is in custody since 10-11-2017. Charge sheet has
already been submitted in this case. There is no medical
examination report in support of the allegation made for the



offence u/S 307 of the Indian Penal Code. Referring to Annexure-2 to this petitioner, counsel for the petitioner has submitted that the present matter has already been compromised between the parties. 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, 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 Special Judge, Excise, West Champaran in connection with Lauriya P.S. Case No. 321 of 2017, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

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