

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.14289 of 2018**

Arising Out of PS.Case No. -292 Year- 2017 Thana -AURANGABAD COMPLAINT CASE  
District- AURANGABAD

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1. Dharmendra Kumar S/o Ram Varat Prajapatti, R/o Village- Rasulpur,  
P.S.- Barun District- Aurangabad.

.... .... Petitioner/s

Versus

1. The State of Bihar.  
2. Dr. Punam Kumari @ Punam Devi W/o Sanjay Kumar D/o Raghu  
Prasad, R/o Mohalla- Mewal Bigha, Police Line Road Bathan Gaya , P.O.-  
Chand Chaura, P.S.- Rampur , District- Gaya.

.... .... Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Bindeshwar Prasad Singh

For the Opposite Party/s : Mr. Sri Nawal Kishore Prasad

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**CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH**  
**ORAL ORDER**

2      15-03-2018                      Heard learned counsel for the petitioner and learned APP  
for the State.

The petitioner is apprehending her arrest in a case instituted  
for the offence under Sections-341, 323, 420, 494, 498A, 354, 354B,  
504 of the IPC.

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  
petitioner has got no criminal antecedent. There is no allegation of  
tampering of witnesses alleged against the petitioner. The petitioner is  
brother-in-law of the complainant. The petitioner has falsely been  
implicated in the present case due to petty family dispute. The



petitioner has relied upon the judgment of this Court in the case of **Md. Naimul 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 and the specific allegation of assault and physical abuse has been made against the petitioner.

Considering the aforesaid facts and circumstances, I am not inclined to grant anticipatory bail to the petitioner.

Accordingly, prayer for anticipatory bail in connection with Complaint Case No. 292 of 2017 is rejected.

Anyhow, if the petitioner surrenders before the court below and prays for regular bail, the same shall be considered on its own merit without being prejudiced by this order.

**(Sudhir Singh, J)**

A.K.V./-

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