

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.16209 of 2018

Arising Out of PS.Case No. -529 Year- 2017 Thana -SAMASTIPUR COMPLAINT CASE District-
SAMASTIPUR

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1. Santosh Paswan, son of Late Bhunail Paswan, resident of Village-
Muriaro, P.S. Angarghat, District Samastipur.

.... Petitioner/s

Versus

1. The State of Bihar.
2. Sabita Devi, wife of Santosh Paswan, resident of Village- Muriaro, P.S.
Angarghat, District Samastipur. present address Village Sinhma, P.S.
Sarairanjan, District- Samastipur.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Lovekush Kumar

For the Opposite Party/s : Mr. Sri Ajay Kumar -2

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 22-03-2018 Heard learned counsel for the petitioner and learned APP
for the State.

The petitioner is apprehending his arrest in a complaint
case registered under Sections-498A & 494 of the Indian Penal
Code and 3/4 of Dowry Prohibition Act.

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 is husband of the victim. 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/F.I.R.

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 Sub Divisional Judicial Magistrate-VI, Samastipur in connection with Complaint Case No. 529 of 2017/Tr. No. 3780 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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