

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.3174 of 2018

Arising Out of PS. Case No.-74 Year-2017 Thana- MAHILA P.S. District- Nalanda

Arbind Kumar Choudhary S/o Sri Babulal Choudhary, resident of village
Khoodaganj, P.O. + P.S. Khoodaganj, District Nalanda

... .. Petitioner/s

Versus

1. The State Of Bihar
2. Sajanti Devi w/o Arbind Choudhary D/o Suresh Choudhary, village
Maksudpur, P.O. + P.S. P.O.- Shahjahanpur, District Patna

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Nalin Kumar
For the Opposite Party/s : Mr. MANISH KUMAR 2

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 17-01-2018 Heard learned counsel for the petitioner and learned APP
for the State.

The petitioner is apprehending his arrest in a case
registered under Sections 498A, 323, 504, 506/34 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 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 Chief Judicial Magistrate,
Biharsharif, Nalanda in connection with Mahila P.S. case No.74
of 2017, subject to the conditions as laid down under Section
438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

Narendra/-

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