

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.11625 of 2018

Arising Out of PS. Case No.-466 Year-2017 Thana- GOPALGANJ COMPLAINT CASE
District- Gopalganj

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1. Rajnish Patel son of Bali Ram Patel
2. Malti Devi wife of Bali Ram Patel, both resident of village Bathua Dhama
Tola, P.S. Manjhagarh, District Gopalganj

... .. Petitioner/s

Versus

1. State Of Bihar
2. Parmila Devi daughter of Chandeshwar Prasad, resident of village Bara
Koirouli, P.S. Hathuwa, District Gopalganj

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Mohammad Sufyan

For the Opposite Party/s : Mr. RAM SEVAK CHOUDHARY

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 26-02-2018 Heard learned counsel for the petitioners and learned APP
for the State.

The petitioners are apprehending their arrest in a case registered under Sections 498A, 406, 494/34 of the Indian Penal Code and 4 of Dowry Prohibition Act.

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 petitioners that the petitioners have got no criminal antecedent. There is no allegation of tampering of witnesses alleged against the petitioners. The petitioners have falsely been implicated in the present case due to petty family dispute. The case is triable by



the Magistrate. The petitioners have 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 petitioners are named in the complaint case/F.I.R.

Considering the aforesaid facts and circumstances, let the petitioners, 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) each with two sureties of the like amount each to the satisfaction of learned S.D.J.M., Gopalganj in connection with Complaint case No.466 of 2017, Tr.No.3485 of 2017/Tr.No.2217 of 2018, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

Narendra/-

(Sudhir Singh, J)

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