

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.21192 of 2018

Arising Out of PS. Case No.-339 Year-2008 Thana- JEHANABAD COMPLAINT CASE
District- Jehanabad

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Mritunjay Kumar, S/o Sri Bhola Singh, resident of Village- Narayan Bigha,
P.O.- Sakari Khurd, P.S- Parasi, District- Arwal.

... .. Petitioner/s

Versus

1. The State of Bihar.
2. Puspa Devi, W/o Sri Mritunjay Kumar, resident of Village- Narayan Bigha,
P.O.- Sakari Khurd, P.S.- Parasi, District- Arwal, at present D/o Ramdeep
Singh, Village- Belsar Garh, P.O. + P.S.- Kaler, District- Arwal.

... .. Opposite Party/s

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Appearance :

For the Petitioner	:	Mr. Ajay Kumar, Advocate
For the State	:	Mr. Anand Kishore Choudhary, APP

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

3 17-07-2018 None appears on behalf of the opposite party No.2.

Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner is apprehending his arrest in a case
registered under Sections 323, 498, 494 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 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 matter has already been compromised between the parties vide Annexure 3 to the present application. 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.

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 S.D.J.M., Arwal in connection with Complaint case No.339 of 2008, 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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