

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.35265 of 2018

Arising Out of PS. Case No.-1679 Year-2012 Thana- COMPLAINT CASE District- Jamui

Kapildeo Yadav son of Damodar Yadav, resident of Village- Phatehpur, P.S. Jhajha, District- Jamui.

... .. Petitioner/s

Versus

1. The State of Bihar.
2. Pawiya Devi daughter of Chamak Yadav, resident of Village- Dariya, P.S. Jhajha, District Jamui.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Satya Prakash Parasar

For the Opposite Party/s : Mr. Abhay Kumar Roy

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 20-06-2018 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in a case instituted for the offences under Sections 494, 498A, 323 of the Indian Penal Code and Sections 3/4 of the 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 is in custody since 15.4.2018 and 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/complaint case.

Considering the aforesaid facts and circumstances, it is directed that the petitioner, above named, be released on 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., Jamui in connection with Complaint Case No. 1679C/2012.

(Sudhir Singh, J)

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