

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.65837 of 2018

Arising Out of PS. Case No.-117 Year-2017 Thana- KUCHAIKOTE District- Gopalganj

Amrendra Khushwaha @ Amrendra Kumar Kushwaha, S/o Bidya Kushwaha
@ Shiv Kushwaha, R/o Village- Ramdas, Bagahi, P.S.- Kateya, District-
Gopalganj.

... .. Petitioner/s

Versus

1. The State of Bihar.
2. Priti Devi, W/o Amrendra Kumar Kushwaha @ Amrendra Kushwaha, D/o
Dukhi Bhagat, R/o Village- Ramdas Bagahi, P.S.- Kateya, District-
Gopalganj. at present R/o Village- Batwarup, P.S.- Kuchaikot, District-
Gopalganj.

... .. Opposite Party/s

Appearance :

For the Petitioner	:	Mr. Bimlesh Kumar Pandey, Adv.
For the State	:	Mr. Narsingh Tanti, APP
For opposite party No.2	:	Mr. Manoj Kumar Prasad, Adv.

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

3 19-11-2018 Heard learned counsel for the petitioner, learned APP
for the State and learned counsel for the opposite party No.2.

The petitioner is apprehending his arrest in a case
registered under Sections 498A, 323, 406, 504/34 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 and learned counsel for the opposite party No.2, 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 A.C.J.M. VII, Gopalganj in connection with Kuchaikot P.S. case No.117 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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