

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.11790 of 2019**

Arising Out of PS. Case No.-2350 Year-2016 Thana- BEGUSARAI COMPLAINT CASE  
District- Begusarai

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1. Sukhdev Das, S/o Late Ramotar Das Resident of Village- Damodarpur, Police Station- Bidhutipur, District- Samastipur.
  2. Dayrani Devi W/o Sukhdev Das Resident of Village- Damodarpur, Police Station- Bibhutipur, District- Samastipur

... .. Petitioner/s

Versus

1. The State of Bihar
2. Asha Devi W/o Dinesh Das, D/o Ashok Tanti Resident of Village- Damodarpur, P.S.- Bibhutipur, District- Samstipur, Presently Resident of Village- Babhangama, P.S.- Birpur, District- Begusarai.

... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr.Prabhu Narayan Prabhakar  
For the Opposite Party/s : Mr.Manish Kumar No2

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**CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH**  
**ORAL ORDER**

2      26-02-2019                      Heard learned counsel for the petitioners and learned  
APP for the State.

The petitioners are apprehending their arrest in a case in which cognizance has been taken under Section 498A of the Indian Penal Code and 4 of Dowry Prohibition Act.

Allegation against the petitioners 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 are father-in-law and mother-in-law respectively of the victim. They 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., Begusarai in connection with Complaint Case No. 2350C/2016, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

**(Sudhir Singh, J)**

Pankaj/-

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