

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.10231 of 2019

Arising Out of PS. Case No.-85 Year-2018 Thana- CHAORI District- Bhojpur

Chhotan Ojha @ Chhotan Kumar Ojha, aged about 40 Years (Male), S/o Bindeshwari Ojha, Resident of Village- Harpur Lock, P.S.- Chauri, District- Bhojpur.

... .. Petitioner

Versus

1. The State of Bihar.
2. Meera Devi, W/o Chotan Ojha @ Chotan Kumar Ojha, D/o Dinbandhu Upadhyay, Resident of Village- Maranpur, P.S.- Narayanpur, District- Bhojpur.

... .. Opposite Parties

Appearance :

For the Petitioner	:	Mr.Amarendra Kumar, Advocate.
For the State	:	Mr.Ramchandra Singh, A.P.P.

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 21-02-2019 Heard learned counsel for the petitioner and learned A.P.P. for the State.

The petitioner is apprehending his arrest in a case for the offence registered under Section 498(A)/34 of the IPC

The prosecution story, in brief, is that the accused persons including the petitioner tortured the victim due to non-fulfilment of demand of dowry.

It has been submitted by learned counsel for the petitioner that the petitioner has got no criminal antecedent. There is no allegation of tampering with the witnesses alleged against the petitioner. The petitioner has falsely been implicated in the present case due to petty family dispute. The petitioner is



the husband of the victim. The case is triable by the Magistrate. The petitioner has further 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 learned counsel for the State, it has been submitted that the petitioner is named in the F.I.R/ complaint case.

Considering the aforesaid facts and circumstances, let the petitioner above named, in the event of arrest or 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 the learned J.M. Ist Class, Bhojpur, Ara, in connection with Chouri P.S. Case No. 85/2018, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

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