

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.13728 of 2019**

Arising Out of PS. Case No.-1940 Year-2017 Thana- GAYA COMPLAINT CASE District-
Gaya

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SUNIL CHAUDHARY, aged about 27 Years (Male), S/o Ganeshi Chaudhary
@ Ganesh Chaudhary, Resident of Village- Shiv Nagar, Police Station-
Tekari, District- Gaya.

... .. Petitioner

Versus

1. The State Of Bihar.
2. Sangita Kumari, aged about 24 Years (Female), Wife of Sunil Chaudhary,
Daughter of Kailash Chaudhary, Resident of Village- Sohaipur, Post-
Biniyadganj, P.S.- Mofassil, District- Gaya.

... .. Opposite Parties

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Appearance :

For the Petitioner	:	M/S. Ujjawal Kumar Singh and Jitendra Narain Sinha, Advocates.
For the State	:	Mr. Anand Kishore Choudhary, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 06-03-2019 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 Sections 147, 148, 149, 323, 380,
354, 498(A), 384, 504/34 of the IPC in which cognizance has
been taken under Section 498(A) 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 falsely been implicated in the present case due to petty family dispute. There is no allegation of tampering with the witnesses alleged against the petitioner. The petitioner is the husband of the victim. On the earlier occasion also, the father of the complainant had filed a complaint case against the petitioner for similar offence. 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, Gaya, in connection with Complaint Case No. 1940 of 2017, subject to the conditions as laid down under Section 438(2) of



the Code of Criminal Procedure.

U.K./-

(Sudhir Singh, J)

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