

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.18897 of 2019

Arising Out of PS. Case No.-448 Year-2018 Thana- GANDHIMAIDAN District- Patna

Kunal Gupta @ Kunal Kumar Son of Ranjan Prasad Resident of Gali No.3,
Salimpur Ahra, Near Mahavir Asthan, Police Station-Gandhi Maidan,
District-Patna

... .. Petitioner

Versus

1. The State of Bihar
2. Ganesh Prasad Son of Dina Nath Prasad Resident of village- Monachak,
Shiv Mahal, District-Chapra

... .. Opposite Parties

Appearance :

For the Petitioner/s : Mr. Ajay Kumar Singh
For the Opposite Party/s : Mr. Madan Kumar

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 02-04-2019 Heard learned counsel for the petitioner and learned APP for the
State.

The petitioner is apprehending his arrest in a case registered
under Sections 498A, 341, 323, 504, 34 of the Indian Penal Code.

Allegation against the petitioner is of committing torture upon
the victim due to non-fulfillment of demand of dowry.

It has been submitted on behalf of the petitioner that 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. On the earlier occasion also, the wife of the
petitioner had lodged a complaint case against the petitioner and his
family members. 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 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 Sub Judge-17-cum-Additional Chief Judicial Magistrate, Patna in connection with Gandhi Maidan P.S. Case No. 448 of 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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