

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.17976 of 2019

Arising Out of PS. Case No.-1131 Year-2017 Thana- VAISALI COMPLAINT CASE District-
Vaishali

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Prakash Kumar, aged about 28 Years, Male, S/o Ram Janam Singh, Resident
of Village-Ismailpur, P.S.-Bidupur, District-Vaishali.

... .. Petitioner

Versus

1. The State of Bihar.
2. Rinki Kumari, aged about 24 Years, Female, Wife of Prakash Kumar, D/o
Upendra Shukla, At present Resident of Village-Prataptand, P.S.-
Bhagwanpur, District-Vaishali.

... .. Opposite Parties

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Appearance :

For the Petitioner	:	Mr.Pranav Kumar Jha, Advocate.
For the State	:	Mr. Rajendra Prasad Nat, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 29-03-2019 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 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 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, Hajipur at Vaishali, in connection with Complaint Case No. 1131 of 2017, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

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