

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.43747 of 2019

Arising Out of PS. Case No.-117 Year-2017 Thana- GAYA COMPLAINT CASE District-
Gaya

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Rakesh Yadav @ Rakesh Kumar Son of Balchand Yadav @ Balchandra
Yadav Resident of Village - Jhari Bigha, P.S.- Atri, District- Gaya

... .. Petitioner/s

Versus

1. The State of Bihar
2. Anju Devi D/O - Sunil Yadav and Wife of Rakesh Yadav @ Rakesh Kumar
Maika Village - Saidpur, P.S.- Khizersarai, District- Gaya. Sasural at Village
- Jhari Bhgha, P.S.- Atri, District- Gaya

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Arvind Kumar Singh
For the Opposite Party/s : Mr.Md. Ataur Rahman

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 16-07-2019 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in a case registered under Sections
323 and 498A of the Indian Penal Code.

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

It has been submitted on behalf of the petitioner that the
petitioner is in custody since 4.4.2019 and has got no criminal
antecedent. There is no allegation of tampering of witnesses
alleged against the petitioner. The petitioner has falsely been
implicated in the present case. 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, be released on bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Gaya in connection with Complaint case No.117 of 2017.

(Sudhir Singh, J)

Narendra/-

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