

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.73951 of 2019**

Arising Out of PS. Case No.-424 Year-2018 Thana- SIWAN COMPLAINT CASE District-
Siwan

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MUKTINATH YADAV Son of Late Radhe Shyam Yadav Resident of Village
- Sarkari Bangra, P.S. - Guthani, District - Siwan.

... .. Petitioner/s

Versus

1. THE STATE OF BIHAR
2. Sunita Devi Wife of Muktinath Yadav Resident of Village - Sarkari Bangra,
P.S. - Guthani, District - Siwan.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s	:	Mr.Bijay Prakash Singh
For the Opposite Party/s	:	Mr.Surendra Kumar
For O.P. No. 2	:	Mr. Sanjay Kumar Pandey

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

5 05-03-2020 Heard learned counsel for the petitioner, learned APP
for the State and learned counsel for O.P. No. 2.

The petitioner seeks bail in a case instituted for the
offences under Sections 323, 498A, 324, 504/34 of the Indian
Penal Code and Sections 3/4 of the Dowry Prohibition Act.

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 11.9.2019 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 due to petty family dispute. 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 and O.P. No. 2, it is submitted that the petitioner is named in the F.I.R./complaint case.

Considering the aforesaid facts and circumstances, it is directed that 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 S.D.J.M., Siwan in connection with Complaint Case No. 424 of 2018, Trial No. 3500 of 2019.

(Sudhir Singh, J)

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