

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.12965 of 2020**

Arising Out of PS. Case No.-196 Year-2019 Thana- BUXAR COMPLAINT CASE District-  
Buxar

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GANESH RAI S/o Sachitanand Rai Resident of Village- Anjorpur, P.S.-  
Baliya in the district of Baliya (U.P.)

... .. Petitioner/s

Versus

1. The State of Bihar Bihar
2. Priti Rai D/o Akhileshwar Rai and W/o Ganesh Rai Resident of Village-  
Dihri, P.S.- Rajpur in the district of Buxar.

... .. Opposite Party/s

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**Appearance :**

|                          |   |                   |
|--------------------------|---|-------------------|
| For the Petitioner/s     | : | Mr.Sunil Kumar    |
| For the Opposite Party/s | : | Mrs.Pronoti Singh |
| O.P. No. 2               | : | None              |

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**CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH**  
**ORAL ORDER**

4      30-06-2021              Heard learned counsel for the petitioner and learned APP  
  
for the State through virtual mode. None appears on behalf of  
  
O.P. No. 2

The petitioner is apprehending his arrest in a case  
registered under Sections 323 and 498(A) 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 the  
petitioner 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, it is submitted that the petitioner is named in the Complaint Case/F.I.R.

Considering the aforesaid facts and circumstances and also the lockdown, the petitioner, above named, in the event of arrest/surrender before the learned court below within a period of twelve weeks from today, be released on anticipatory bail on his personal bond to the satisfaction of learned Chief Judicial Magistrate, Buxar in connection with Complaint Case No. 196/2019, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

Once the normalcy is restored, the petitioner shall furnish bail bonds of Rs. 10,000/- (Rupees ten thousand) with two sureties of the like amount each within a period of eight weeks to the satisfaction of the Court concerned in connection with the aforesaid case.

**(Sudhir Singh, J)**

Pankaj/-

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