

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.33839 of 2020

Arising Out of PS. Case No.-170 Year-2015 Thana- BABUBARHI District- Madhubani

RAM SUNDER RAM Son of Late Achche Ram @ Achche Lal Ram Resident
of Village - Dudahi, P.S. - Babubarhi, Dist. - Madhubani.

... .. Petitioner/s

Versus

1. THE STATE OF BIHAR
2. Rinku Devi D/o Gangoli Ram Resident of Village - Sidhap, P.S. - Ladaniya,
Dist. - Madhubani.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Shailendra Kumar Jha
For the Opposite Party/s : Mr.Arun Kumar Singh, APP

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 03-03-2021 Learned counsel for the petitioner is directed to remove the defects, as pointed out by the Office, within a period of four weeks.

Heard learned counsel for the petitioner and learned APP for the State.

The petitioner is apprehending his arrest in a case registered under Sections 323, 341, 498(A), 379,, 313,, 504/34 of the Indian Penal Code in which charge-sheet has been submitted under section 498(A)/34 I.P.C. and 3 and 4 of the D.P. Act.

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. As far as section 313 IPC is concerned, the same has been found false during the course of investigation by the police. 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 learned S.D.J.M., Madhubani in connection with Babubarhi P.S. Case No. 170/2015, G.R. No. 3200/15, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

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