

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.38152 of 2020

Arising Out of PS. Case No.-160 Year-2020 Thana- ISLAMPUR District- Nalanda

1. KRISHNA YADAV S/o Late Rameshwar Yadav Resident of Village- Kewai, P.S.- Khudaganj, District- Nalanda
2. SHEO KUMAR YADAV @ SHEO KUMAR S/o Shri Krishna Yadav Resident of Village- Kewai, P.S.- Khudaganj, District- Nalanda
3. SHARDA DEVI W/o Sri Krishna Yadav Resident of Village- Kewai, P.S.- Khudaganj, District- Nalanda
4. VINITA DEVI @ BENITA DEVI W/o Rajesh Kumar R/o Village- Beniya Bigha, P.S.- Ben, District- Nalanda

... .. Petitioners

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr.Bhola Kumar
For the Opposite Party/s : Mrs. Renu Kumari, APP

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 07-04-2021 Heard learned counsel for the petitioners and learned
APP for the State through virtual mode.

Learned counsel for the petitioners is directed to
remove the defects, as pointed out by the Office, within a period
of four weeks.

The petitioners are apprehending their arrest in a case
registered under Sections 498A, 341, 323, 365/34 of the Indian
Penal Code and ³/₄ of Dowry Prohibition Act.

Allegation against the petitioners is of committing
torture upon the victim due to non-fulfilment of demand of



dowry.

It has been submitted on behalf of the petitioners that the petitioners have got no criminal antecedent. There is no allegation of tampering of witnesses alleged against the petitioners. The petitioners have falsely been implicated in the present case due to petty family dispute. Petitioner no.1 is father-in-law, petitioner no. 2 is brother-in-law, petitioner no. 3 is mother-in-law whereas petitioner no. 4 is sister-in-law of the victim. They are separate in mess and property from the husband of the victim. They have got no concern with the alleged occurrence. The petitioners have 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 petitioners are named in the Complaint Case/F.I.R.

Considering the aforesaid facts and circumstances, let the petitioners, 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) each with two sureties of the like amount each to the satisfaction of learned A.C.J.M.



Hilsa, Nalanda in connection with Islampur P.S. Case No. 160
of 2020, subject to the conditions as laid down under Section
438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

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