

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.13488 of 2023**

Arising Out of PS. Case No.-181 Year-2019 Thana- KEWATI District- Darbhanga

ASHOK KUMAR GUPTA Son of Shri Rama Prasad Gupta Resident of  
Village- Ranway, P.S.- Keoti, District- Darbhanga

... .. Petitioner/s

Versus

1. The State of Bihar
2. Pinki Gupta Wife of Shri Ashok Kumar Gupta, D/O Shri Rama Prasad Gupta Resident of Village- Ranway, P.S.- Keoti, District- Darbhanga, at present residing at Mohalla- Jitugachhi, P.S.- Town, District- Darbhanga

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr.Majid Mahboob Khan  
For the Opposite Party/s : Mr.Shaheen Begum

**CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH**  
**ORAL ORDER**

2      29-04-2023                      Heard learned counsels for the petitioner and learned  
A.P.P. for the State.

The petitioner is apprehending his arrest in connection with a case registered for the offence punishable under Sections 498(A), 323 and some other ancillary Sections of the I.P.C. and u/s 3/4 of the D.P. Act.

The prosecution story, in brief, is that the accused persons including the petitioner tortured the victim due to non-fulfilment of demand of dowry.

It has been submitted by learned counsel for the petitioner that the petitioner has falsely been implicated in the present case due to petty family dispute. The petitioner is the



husband of the victim and he is ready to keep his wife with full honour and dignity. There is no allegation of tampering with the witnesses alleged against the petitioner. The case is triable by the Magistrate. The petitioner has further 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*. Petitioner has got clean antecedent.

Learned counsel for the State opposes the prayer for anticipatory bail.

Considering the facts of the case, nature of accusation and clean antecedent of the petitioner, let the petitioner, above named, in the event of his arrest/ surrender within a period of six weeks from today shall be enlarged on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of Judicial Magistrate, 1<sup>st</sup> class, Darbhanga in connection with Keoti PS case No. 181/ 2019, subject to conditions laid down u/s 438(2) of the Cr. P. C.

**(Prabhat Kumar Singh, J)**

BKS/-

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