

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.18359 of 2022

Arising Out of PS. Case No.-168 Year-2021 Thana- LODIPUR District- Bhagalpur

GURUDEO PASWAN SON OF BANARASI PASWAN R/O VILLAGE-
BARARI NAUWA TOLA, P.S.- BARARI, DISTRICT- BHAGALPUR

... .. Petitioner/s

Versus

1. The State of Bihar
2. PRIYANKA DEVI D/O- MAHESH PASWAN R/O VILLAGE- BISANPUR
JIDHO, P.S.- LODIPUR, DISTRICT- BHAGALPUR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Rajive Ranjan Singh
For the Opposite Party/s : Mr.Mohammed Arif

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 04-08-2023 Heard learned counsels for the petitioner and learned
A.P.P. for the State. Despite valid service of notice nobody
appears on behalf of O.P. No.2

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

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

4. 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.

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

6. 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 Additional Chief Judicial Magistrate-IX, Bhagalpur in connection with Lodipur PS case No. 168/ 2021, subject to conditions laid down u/s 438(2) of the Cr. P. C.

(Prabhat Kumar Singh, J)

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