

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.31508 of 2022

Arising Out of PS. Case No.-140 Year-2022 Thana- KAHALGAON District- Bhagalpur

SHASHANK SHEKHAR SINGH @ SHASHANK SHEKHAR Son of Braj
Bihari Singh Resident of Jahanatkar, P.O.- Nandlalpur, P.S. - Kahalgaon,
District - Bhagalpur.

... .. Petitioner/s

Versus

1. The State of Bihar
2. RAJNANDANI SINGH D/o- Arvind Singh Resident of village - Topra Tola,
P.O.- Sirmatpur, P.S.- Pirpanti, District - Bhagalpur at present resident of
Dhanpura, P.O.- Arrah Town, District - Bhojpur.

... .. Opposite Party/s

Appearance :

For the Petitioner/s :	Mr.Siddhartha Kumar Singh
For the Opposite Party/s :	Mr.Surendra Kumar
	Mr. Aditya Narain Singh No.1

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 01-05-2023 Heard learned counsels for the parties

The petitioner is apprehending his arrest in connection
with a case registered for the offence punishable under Sections
498(A)/ 34 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 and the informant opposed the prayer for anticipatory bail and submitted that petitioner is husband of the informant and he is named in the FIR and there is direct and specific allegation against him that he tortured his wife due to non-fulfilment of demand of dowry.

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 Chief Judicial Magistrate, Bhagalpur in connection with Kahalgaon PS case No. 140/ 2022, subject to conditions laid down u/s 438(2) of the Cr. P. C.

(Prabhat Kumar Singh, J)

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