

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.37452 of 2023

Arising Out of PS. Case No.-141 Year-2021 Thana- MANJHAGARH District- Gopalganj

Manoj Tiwari Son of Bhrigunath Tiwari Resident of Village - Jagarnatha,
Hassanpur Mathiya, P.S. - Manjhagarh, Distt. - Gopalganj

... .. Petitioner/S

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Setu Prateek, Advocate
For the Opposite Party/s : Mr.Nand Kumar, APP

CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA
ORAL ORDER

2 03-07-2023 Heard learned counsel appearing on behalf of the
petitioner and learned counsel appearing on behalf of the State.

Let the defect(s), if any, be removed within a period
of four weeks from today.

The petitioner seeks bail in connection with
Manjhagarh P.S. Case No. 141 of 2021 registered for the offence
under Sections 366 and 34 of the Indian Penal Code and Section
¾ of the Dowry Prohibition Act.

The accused/petitioner is named in the F.I.R. and is in
custody since 06.03.2023.

The allegation against the petitioner is to kidnap the
daughter of informant alongwith other co-accused
persons/family members, where the occurrence is arises out of
non-fulfillment of demand of dowry as raised for Rs. 4 lacs in



cash.

Learned counsel appearing on behalf of the petitioner submitted that the petitioner falsely implicated with present case as he is not the member of matrimonial family of the daughter of informant. It is submitted that petitioner implicated with present case as he is the brother of co-accused, namely, Amrita Tiwari, who is landlord, where the daughter of informant was tenant with her husband. It is submitted that petitioner granted anticipatory bail by this Court through Cr. Misc. No. 35402 of 2022 dated 29.11.2022 but as he was arrested with Mashrakh P.S. Case No. 371 of 2022 within stipulated period of six weeks when he was to surrender before the learned Trial Court, subsequently, he was remanded in this case on 06.03.2023 and since then petitioner is in custody.

Learned APP, while opposing the prayer of bail fairly conceded that petitioner already granted anticipatory bail in this case by one of the learned co-ordinate Bench of this Court.

Considering the facts and circumstances as mentioned above as petitioner has already granted anticipatory bail by one of the learned co-ordinate Bench of this Court, accordingly, petitioner above named, is directed to be released on bail in connection with Manjhargarh P.S. Case No. 141/2021 on



furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Gopalganj/concerned Court, subject to the conditions as mentioned under Section 437(3) of the Cr.P.C.

(Chandra Shekhar Jha, J)

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