

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.56878 of 2022

Arising Out of PS. Case No.-4 Year-2022 Thana- MAHILA PS District- Jamui

SURAJ KUMAR S/O CHHOTELAL SHARMA Resident of village-
Pachamahuma, P.S.- Sikandara, District- Jamui

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Mayank Raj

For the Opposite Party/s : Mr.Surendra Kumar

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

5 18-04-2023 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.

The petitioner is apprehending his arrest in a case
registered for the offence punishable under Sections 323,
498(A) and some other ancillary Sections of the I.P.C. and 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 has falsely been implicated in
the present case due to petty family dispute. There is no
allegation of tampering with the witnesses alleged against the



petitioner. The petitioner is the husband of the victim and he is ready to keep his wife with full honour and dignity. 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.

On behalf of the learned counsels for the State, it has been submitted that the petitioner is named in the F.I.R/ complaint case.

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 Sub divisional Judicial Magistrate, Jamui in connection with Jamui Mahila PS case No. 04/ 2022, subject to conditions laid down u/s 438(2) of the Cr.P.C.

(Prabhat Kumar Singh, J)

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