

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.65448 of 2022

Arising Out of PS. Case No.-1836 Year-2019 Thana- EAST CHAMPARAN COMPLAINT
District- East Champaran

=====

SHASHI BHUSHAN DAS SON OF SURAJ DAS R/O VILLAGE-
KARARIYA PATE TOLA, P.S.- KOTWA, DISTRICT- EAST CHAMPARAN

... .. Petitioner/s

Versus

1. THE STATE OF BIHAR
2. GURIYA DEVI WIFE OF SHASHI BHUSHAN DAS R/O VILLAGE-
KARARIYA PATE TOLA, P.S.- KOTWA, DISTRICT- EAST
CHAMPARAN, AT PRESENT DAUGHTER OF LATE RAMJI DAS, R/O
VILLAGE- DHANKHARAHYA RANJITA, P.S.- HARSIDHI, DISTRICT-
EAST CHAMPARAN

... .. Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr.Anil Kumar
For the Opposite Party/s : Mr.Ram Naresh Ray

=====

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

5 11-04-2023 Heard learned counsels for the petitioner, opposite
party no. 2 and learned A.P.P. for the State.

The petitioner is apprehending his arrest in connection
with Complaint Case No. C-1836 of 2019 for the offence
registered under Sections 498(A)/ 494 of the I.P.C.

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. It is next
submitted that O.P. No.2 has solemnized her second marriage



1½ years ago with Jitendra Das and they are residing as husband and wife. 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 and the opposite party no. 2, 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 Judicial Magistrate-1st class, Motihari in connection with Complaint case No. C- 1836/ 2019, subject to conditions laid down u/s 438(2) of the Cr. P. C.

(Prabhat Kumar Singh, J)

BKS/-

U		T	
---	--	---	--

