

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.16255 of 2024

Arising Out of PS. Case No.-28 Year-2023 Thana- MAHILA P.S. District- Samastipur

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1. GEETA DEVI @ GITA DEVI W/O- BHOLA SAH @ HARENDRA PD. SAH @ HARENDRA PRASAD SAH R/O- VILLAGE- WARD NO.- 25, MOTIPUR, P.S.- TAJPUR, DIST.- SAMASTIPUR.
 2. Bhola Sah @ Harendra Pd. Sah @ Harendra Prasad Sah S/o Saryug Sah R/o vill - ward no. 25, Motipur, P.S. - Tajpur, Dist. - Samastipur

... .. Petitioner/s

Versus

1. THE STATE OF BIHAR BIHAR, PATNA
2. Nitu Kumari D/o Rampriti Sah R/o vill - Mohammadpur, Keore, P.S. - Pusa, Distt. - Samastipur

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Dilip Kumar Roy
For the Opposite Party/s : Mr. Zainul Abedin

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 14-03-2024 Heard the parties.

2. The petitioners apprehend their arrest in a case registered for the offence punishable under Sections 376, 341, 323, 504, 506 of the Indian Penal Code.

3. As per the FIR, the son of the petitioners established physical relation with the informant on the pretext of marriage but when the mother of the informant went to the house of the petitioners, the petitioners abused and demanded dowry from her.

4. It is submitted by learned counsel for the petitioners that petitioners are quite innocent and have committed no



offence. They have been falsely implicated in this case. No such occurrence, in the manner as alleged, has ever taken place. The allegation levelled against the petitioners is not specific rather general and omnibus in nature. The specific allegation is against the co-accused Raju Kumar and there is no specific overt act against the petitioners. Petitioners have no criminal antecedent.

5. Learned APP for the State opposed the prayer for anticipatory bail.

6. Having regard to the facts and circumstances of the case, let the above named petitioners, be released on bail, in the event of their arrest or surrender before the learned Court below within a period of six weeks from today, on furnishing bail bond of Rs. 25,000/- (Rupees Twenty Five Thousand) **each** with two sureties of the like amount each to the satisfaction of the learned court below where the case is pending/Successor Court in connection with Woman P.S. Case No.28 of 2023, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

(Anjani Kumar Sharan, J)

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