

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.53113 of 2023**

Arising Out of PS. Case No.-737 Year-2018 Thana- GAYA COMPLAINT CASE District-  
Gaya

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SHAMBHU KUMAR S/o- BHOLA PARSAD Mohalla- Makhlaughtanj Mirza  
Dost Mohammad Lane Ps- Kotwali Dist- Gaya

... .. Petitioner/s

Versus

1. The State of Bihar Bihar
2. Gunja Kumari wife of Shambhu KUMAR Mohalla- Dobhi Ps- Dobhi Dist-  
Gaya

... .. Opposite Party/s

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**Appearance :**

|                      |   |                            |
|----------------------|---|----------------------------|
| For the Petitioner/s | : | Mr. Dharmendra Kumar Sinha |
| For the State        | : | Mr. Rajendra Prasad Nat    |
| For the O.P. No. 2   | : | Mr. Arvind Kumar Singh     |

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**CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN**  
**ORAL ORDER**

4      27-02-2024                      Heard learned counsel for the petitioner, learned  
  
A.P.P. for the State and learned counsel for the opposite party  
  
no. 2.

2. The petitioner apprehends his arrest in a case  
  
registered for the offences punishable under Section 498A and  
  
Section 4 of the Dowry Prohibition Act of the Indian Penal  
  
Code.

3. As per the prosecution case, the petitioner along  
  
with other co-accused persons are said to have tortured the  
  
complainant physically and mentally due to non-fulfillment of  
  
dowry demand.

4. Learned counsel for the petitioner submits that  
  
the petitioner is innocent and has falsely been implicated in this  
  
case. The allegation levelled against the petitioner is not



specific rather general and omnibus in nature. He submits that there is compromise between the parties, this fact is not denied by learned counsel for the opposite party no. 2. Petitioner has no criminal antecedent as mentioned in para-3 of this application.

5. Learned APP for the State and learned counsel for the opposite party no. 2 opposed the prayer for anticipatory bail.

6. Considering the facts and circumstances of the case and the fact that there is compromise between the parties, let the above named petitioner, be released on bail, in the event of his 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) 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 Complaint Case No. 737 of 2018, subject to the condition as laid down under Section 438 (2) of the Cr.P.C.

**(Anjani Kumar Sharan, J)**

anand/-

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