

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.751 of 2024

Arising Out of PS. Case No.-1593 Year-2022 Thana- SARAN COMPLAINT CASE District-
Saran

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RAJU KUMAR MAHTO @ RAJU MAHATO Son of Bigan Mahto Resident
of Village - Jaitpur, P.S. - Daudpur, District - Saran.

... .. Petitioner/s

Versus

1. The State of Bihar
2. Puja Kumari W/o Raju Kumar Mahto R/o vill- Mararpur, P.O.- Jhakhra,
P.S.- Amnaur, District- Saran (Chapra).

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Anup Kumar Pandey, Advocate

For the Opposite Party/s : Mr. Shyam Bihari Singh, APP

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

5 09-05-2024 Heard learned counsel for the petitioner and the State.

Nobody appears for opposite party no.2 inspite of valid service
of notice.

2. Petitioner apprehends arrest in a case registered for
the offence punishable under sections 323, 498A, 379 of the
Indian Penal Code.

3. As per the prosecution case, petitioner along with
other family members committed torture on opposite party no.2
due to non-fulfilment of dowry demand.

4. Learned counsel appearing for the petitioner while
denying the allegations, submits that the petitioner has falsely
been implicated in this case because he is husband of the



victim. However, he is ready to keep the victim to her matrimonial house with 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**.

5. Considering the aforesaid facts and circumstances of the case, in the event of arrest or surrender within six weeks from today, let this petitioner, as named above, 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 the Judicial Magistrate 1st class, Saran at Chapra in Complaint Case No. 1593C/2022, subject to the conditions laid down under section 438(2) of the Code of Criminal Procedure.

(Prabhat Kumar Singh, J)

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