

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.33854 of 2015

Arising Out of PS.Case No. -1000 Year- 2010 Thana -EAST CHAMPARAN COMPLAINT
District- EASTCHAMPARAN(MOTIHARI)

Nasrullah Ansari @ Nasrullah Son of Late Wali Mohammad Ansari
resident of village Sekhauna, P.S. - Ghodasahan, District - East
Champaran. Petitioner/s

Versus

1. The State of Bihar
2. Samima Khatoon W/o Nasrullah Ansari @ Nasrullah, D/o Allauddin
Ansari , Resident of Vill- Sekhauna , P.S.- Ghodasahan , Dist. - East
Champaran at present village Rampur, P.S. Chiraiya, Dist. East Champaran.
.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Pankaj Kumar, Adv.
For the Opposite Party/s : Mr. Shantanu Kumar (App)

CORAM: HONOURABLE JUSTICE SMT. NILU AGRAWAL
ORAL ORDER

2 19-08-2015 Heard the learned counsel for the petitioner and the learned
counsel for the State.

The petitioner is languishing in jail custody since
22.05.2015 in connection with T.R. No. 3609 of 2014 arising out
of Complaint Case No. 1000 of 2010 for offences alleged under
Section 498A of the Indian Penal Code.

The prosecution case as made out by the complainant is
that the marriage of the complainant was performed with the
petitioner on 24.02.2007. On which occasion motor-cycle, cash
Rs. 80,000/- gold, silver, utensils, furniture etc was given to the
petitioner. The complainant gave birth of a female child.
Thereafter the accused were raising demand of Rs. 50,000/- as

dowry. When the father of the complainant refused to fulfill the same, on 01.08.2010 the accused persons assaulted and ousted her from the matrimonial house and snatched child from her lap.

It has been submitted by the counsel for the petitioner that he is innocent and is ready to keep his wife/complainant i.e. Samima Khatoon, with him if she wishes to stay with him.

Under such circumstances, let the petitioner namely, Nasrullah Ansari @ Nasrullah, be released on bail on furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned Judicial Magistrate, Sikrahna, Motihari in Tr. No. 3609 of 2014 arising out of Complaint Case No. 1000 of 2010.

It is further observed that the petitioner on his release will appear before the Judicial Magistrate, Sikrahna, Motihari in Tr. No. 3609 of 2014 on the earliest date so fixed and fulfill the committed promise of keeping his wife/complainant. The learned Court below shall ensure the appearance of the petitioner and his wife/complainant before itself so that the said commitment made by the petitioner be honoured if the wife/complainant so wishes to stay with the petitioner.

(Nilu Agrawal, J)

Prakash/-

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