

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.46925 of 2015

Arising Out of PS.Case No. -10 Year- 2012 Thana -PATNA COMPLAINT CASE District- PATNA
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1. Md. Kurban son of Late Sattar Miyan Resident of Village - Lakhisarai,
Chhoti Dargah, P.S.-Lakhisarai, Dist.-Lakhisarai

.... Petitioner/s

Versus

1. State of Bihar

2. Apasana Khatton, Wife of Kurban, Daughter of Md. Nasim, at present
resident of Chondi (Barh), P.S.-barh, Dist.-Patna

.... Opposite Party/s
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Appearance :

For the Petitioner/s : Mr. Manoj Kumar

For the Opposite Party/s : Mr. Ajay Kr. 1(App)
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CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA
ORAL ORDER

2 06-10-2015 Heard learned counsel for the petitioner as well as
learned Additional Public Prosecutor for the State.

Petitioner happens to be husband of the complainant
and is languishing in jail custody since 20.08.2015 in a case in
which cognizance has been taken under section 498A and 3/4 of the
Dowry Prohibition Act.

Although there is allegation of illegal demand as well as
torturing but the allegation of torturing has not been made specific
against the petitioner. Furthermore, it would appear from perusal
of the impugned order that the complainant refused to lead her
conjugal life with the petitioner on the pretext that she might be
killed, if she goes to her matrimonial home.

Considering the aforesaid facts and circumstances as well as submissions of the parties, let the petitioner, above named, be released on bail on furnishing bail bonds of Rs. 10,000/- with two sureties of the like amount each to the satisfaction of Additional Chief Judicial Magistrate, Barh, Patna in connection with Complaint Case No. 10 C of 2012.

(Hemant Kumar Srivastava, J)

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