

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.28570 of 2015

Arising Out of PS.Case No. -74 Year- 2015 Thana -BUXAR MUFFSIL District- BUXAR

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1. Ersad Mia
2. Ejhar Mia @ Ejrael Mia Both are sons of Nasarul Mia
3. Nasarul Mia S/o Late Maula Mia All are residents of village - Chunni,
P.S. Buxar (M), Dist. - Buxar.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Amarendra Kumar Pathak

For the Opposite Party/s : Mr. Binod Kumar No. 3(App)

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CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA
ORAL ORDER

2 23-07-2015 Heard learned counsel for petitioners and
learned Additional Public Prosecutor for the State.

Petitioners apprehend their arrest in connection
with Buxar (Muffasil) P.S. Case No. 74 of 2015 registered
under Sections-406, 420, 504/34 of the Indian Penal Code
and Sections-3/4 of Dowry Prohibition Act.

The accusation against petitioners is that they
demanded more dowry from the informant and when
informant failed to fulfill their demand, petitioners refused to
solemnize the marriage of petitioner No. 1 with grand
daughter of the informant.

The contention on behalf of the petitioners is

that the informant wanted to get solemnized the marriage of his grand daughter with petitioner No. 1 but when petitioner refused the aforesaid proposal, the informant lodged this case in retaliation. It is further contended by learned counsel appearing for petitioners that moreover, the marriage of informant's grand daughter has already been solemnized with another person, which is evident from perusal of Annexure-2 to this petition.

Consideration the aforesaid facts and circumstances as well as submission of the parties, let the petitioners named above, in the event of his arrest or surrender within four weeks from the date of receipt/production of copy of order in the court below, be released on bail on furnishing bail bond of Rs 10,000/- (ten thousand) each with two sureties of the like amount each in connection with Buxar (Muffasil) P.S. Case No. 74 of 2015 to the satisfaction of Chief Judicial Magistrate, Buxar subject to conditions as laid down u/S 438(2) of the Cr. P.C.

(Hemant Kumar Srivastava, J)

A.K.V./-

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