

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.44130 of 2013

Arising Out of PS.Case No. -19 Year- 2013 Thana -DARBHANGA COMPLAINT CASE District-
DARBHANGA

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Md. Shamim S/O Late Md. Kalimuddin Resident Of Village- Saraiya
Ratanpura, P.S.- Moro, District- Darbhanga

.... Petitioner/s

Versus

1. The State of Bihar
2. Sammo Khatoon, D/o- Md. Jadeed, R/o Hayaghat Nayatola, P.S.
Hayaghat, Dharbhanaga.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Md. Ataul Haque

For the Opposite Party/s : Mr. Ram Naresh Roy (App)

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CORAM: HONOURABLE MR. JUSTICE CHAKRADHARI
SHARAN SINGH

ORAL ORDER

4 20-01-2015 Heard learned counsel appearing on behalf of the petitioner
and learned counsel for the State.

Despite notice upon Respondent No. 2, personally received
by her, there is no representation on her behalf. The petitioner
who is husband of the opposite party no. 2, seeks anticipatory bail
in a case registered for the offence punishable under Section
498(A) of the Indian Penal Code on the basis of a complaint case
being C.R. No. 19 of 2013.

Learned counsel appearing on behalf of the petitioner has
submitted that allegation of demand of dowry as made in the
complaint case, is general in nature and there is no specific
allegation against the petitioner, who is husband of the Opposite

Party No. 2. He further contends that mainly out of matrimonial discord between the petitioner and the Opposite Party No. 2, a complaint case was filed making incorrect allegations.

Be that as it may, in the facts and circumstance of the case, let the petitioner Md. Shamim, in the event of his arrest / surrender within six weeks from today before the Court below, 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, 1st Class, Darbhanga in connection with C.R. No. 19 of 2013, subject to the conditions as laid down under Section 438(2) of the Cr. P.C.

Saif/-

(Chakradhari Sharan Singh, J.)

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