

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.50674 of 2015

Arising Out of PS.Case No. -139 Year- 2010 Thana -BARHARA District- PURNIA

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1. Md. Rauf, son of Md. Yunus, resident of village- Morballa, P.S.-
Barhara, Distt.- Purnea.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Dhananjaya Nath Tiwari

For the Opposite Party/s : Mr. Awadhesh Kr.Singh(App)

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CORAM: HONOURABLE MR. JUSTICE MUNGESHWAR
SAHOO
ORAL ORDER

2 30-01-2016 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

The petitioner, Md. Rauf, is in custody in Barhara
P.S. Case No. 139 of 2010 under Sections 498(A)/34 of the Indian
Penal Code and 3/4 of the Dowry Prohibition (Bihar Amendment
Act), 1975.

The prosecution case is that father and mother of the
husband of the informant concealed the husband of the informant
and were demanding dowry of Rs. 1,50,000/-.

Learned counsel for the petitioner submitted the
petitioner is the husband and there is no allegation of demand of
dowry by the husband and, in fact, he was earlier granted
anticipatory bail by the High Court vide Annexure-2 series in that

very case. Subsequently, final form was submitted by the police finding no evidence against the petitioner but the court below took cognizance on the allegation that the petitioner is connived with father and mother. Subsequently, when application under Section 317 Cr.P.C. was filed, which was rejected, bail bond of the petitioner has been cancelled.

Considering the submission of the learned counsel for the petitioner and the fact that the petitioner was earlier granted anticipatory bail, I direct that the petitioner, above named, be released on bail on furnishing bail bond of Rs. 5,000/- (Five Thousand rupees) with two sureties of the like amount to the satisfaction of the learned S.D.J.M., Purnea in connection with Barhara P.S. Case No. 139 of 2010.

(Mungeshwar Sahoo, J)

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