

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.15953 of 2016

Arising Out of PS.Case No. -127 Year- 2014 Thana -SIWAN MUFFASIL District- SIWAN

=====

Badruddin Mian, son of Noor Alam @ Noor Alam Mian

.... Petitioner/s

Versus

State of Bihar & Anr

.... Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Bijay Prakash Singh, Advocate

For the Opposite Party/s : Mr. Anil Kumar(App)

=====

CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

3 20-04-2016

Heard learned counsels for the petitioner and the

State.

The petitioner being the husband of the informant
is languishing in custody since 05.02.2016 in a case registered
for the offences punishable under sections 341, 323, 406, 498A,
494, 506/34 of the Indian Penal Code.

Basic accusation is of torture and performing
second marriage.

It is submitted by learned counsel for the petitioner
that accusation of torture has been levelled after 17 years of
marriage and second marriage is permissible under 'Muslim
Law'. The petitioner is still ready to keep the informant as wife
with dignity and honour. A statement to that effect has been
made in paragraph 13 of the petition, which reads as follows :-

"That the petitioner is ready to keep her wife informant with full honour and dignity."

It is submitted by learned APP for the State that investigation has already concluded.

Considering the aforesaid fact, let the above named petitioner be released on bail, on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned CJM, Siwan in connection with Siwan Mufassil (Dhanauti O.P.) P.S. Case No.127/2014.

Ashwini/-

(Dinesh Kumar Singh, J)

U		T	
---	--	---	--