

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.21736 of 2016

Arising Out of PS.Case No. -59 Year- 2014 Thana -MAHILA P.S. District- MUZAFFARPUR

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1. Md. Ishteyaque Son of Md. Gulam Rasul Ansari Resident of Vilage Faridpur Sakra, PS sakra, District Muzaffarpur.

.... Petitioner/s

Versus

1. The State of Bihar.
2. Nadira Nishat Wife of Md. Ishteyaque At Present mohall Sadpura, PS Kazi Mohammadpur Dist Muzaffarpur.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. S. Jamil Akhtar

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

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

2 17-05-2016 Heard learned counsels for the petitioner and the State.

The petitioner being husband of the informant is languishing in custody since 12.4.2016 in a case registered for the offences punishable under Sections 498A/34 of the Indian Penal Code and sections 3 and 4 of Dowry Prohibition Act.

The basic accusation is of torture for non fulfillment of dowry demands.

It is submitted by the learned counsel for the petitioner that the petitioner admits his marriage with the informant and is making payment of maintenance of rupees three thousand per month to the informant in pursuance to the order passed by the learned Principal judge, Family Court.

It is submitted by learned counsel for the informant that the petitioner was granted provisional bail on the undertaking that he will keep the informant with dignity and honour but he failed to comply the undertaking as a result, his bail bonds have been cancelled.

Considering the nature of accusation and the fact that the petitioner is making payment of maintenance amount, 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 ACJM, Muzaffarpur in connection with Mahila P.S. Case No. 59 of 2014.

The bail bonds of the petitioner will be accepted by the learned court below on filing of proof with regard to the payment of up-to-date maintenance amount.

(Dinesh Kumar Singh, J)

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