

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.5818 of 2014

Arising Out of PS.Case No. -687 Year- 2012 Thana -ROHTAS COMPLAINT CASE District-
SASARAM (ROHTAS)

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1. Kalamuddin Sheikh Son Of Shaikh Zahir Resident Of Village - Mahuraon
(Banjari) P.S. Rohtas, District - Rohtas

2. Jubida Khatoon Wife Of Kamaluddin Sheikh Resident Of Village - Mahuraon
(Banjari) P.S. Rohtas, District - Rohtas

.... Petitioner/s

Versus

1. The State Of Bihar

2. Rubina Khatoon Wife Of Mokhtar Ansari Resident Of Village - Bajari, P.O.-
Banjari, P.S.- Rohtas, District - Rohtas

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.

For the Opposite Party/s : Mr.

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CORAM: HONOURABLE JUSTICE SMT. ANJANA PRAKASH

ORAL JUDGMENT

Date: 05-04-2016

The petitioners who are the parents in-law seek quashing
of the order of cognizance dated 16.08.2013 passed in Complaint
Case No. 687 of 2012.

The case of the complainant is that she was married to
Mokhtar Ansari but when she came to her matrimonial home she was
tortured for ends of dowry. She also learnt that her husband had re-
married.

It has been submitted on behalf of the petitioners that the
entire allegation has been leveled to extort money from them. The fact
is that the complainant while cooking meal got burn injury and she
was admitted in private hospital in an unconscious position where the
entire expenses of treatment was borne by the petitioners in absence

of her husband who was working abroad and ensured that she became well. This fact has been supported by herself in Annexure 3 also. In such circumstances, the complaint appears to be unbelievable.

Considering the aforesaid fact and the relationship of the petitioners with the complainant, the application is allowed and the order of cognizance dated 16.08.2013 passed in Complaint Case No. 687 of 2012, is hereby set aside so far as the petitioners are concerned.

(Anjana Prakash, J)

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