

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.14084 of 2016

Arising Out of PS.Case No. -26 Year- 2015 Thana -WEST CHAMPARAN COMPLAINT District-
WESTCHAMPARAN(BETTIAH)

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1. Yasin Mian son of Late Bangali Mian
2. Kharul Khatoon @ Khairul Khatoon wife Yasin Mian
3. Jumrati Mian son of Yasin Mian
4. Nasima Khatoon wife of Jumrati Mian All residents of village- Pakadi
Bazaar, P.S.- Majhauria, District- West Champaran

.... Petitioners

Versus

1. The State of Bihar
2. Shahjahan Khatoon wife of Md. Sikandar, daughter of Usman Mian,
resident of village- Raidhurwa, P.S.- Manuapul, District- West Champaran

.... Opposite Parties

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Appearance :

For the Petitioner/s : Mr. Umesh Chandra Verma

For the Opposite Party/s : Mr. Jitendra Kumar Singh-I(App)

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

2 30-03-2016

Heard learned counsel for the petitioners and the State.

The petitioner nos. 1 and 2 being the parents and
petitioner nos. 3 and 4 are brothers-in-law and sister-in-law of the
complainant are apprehending their arrest in a case registered for
the offences punishable under Sections 323, 498A and 504 of the
Indian Penal Code.

The accusation is of torture for non-fulfillment of the
dowry demand and it is alleged that the accused persons made
attempt to cause burn injury.

It is submitted by the learned counsel for the petitioner
that the accusation is general and omnibus against the entire

family members. The petitioners are living separately from the husband of the complainant.

Considering the facts aforesaid, let the petitioners above named be released on anticipatory bail, in the event of arrest or surrender before the learned court below within a period of 12 weeks from today, on furnishing bail bonds of Rs. 10,000/- (Ten Thousand) each with two sureties of the like amount each to the satisfaction of Sri Wasim Akram the learned Judicial Magistrate, 1st Class, Bettiah at West Champaran in connection with Trial No. 4089 of 2015, arising out of Complaint Case No. 26-C of 2015, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

The bail bonds of the petitioner shall be accepted by the learned court below on filing affidavit by the petitioner to the effect that they will allow the complainant to enjoy her share of property in the matrimonial house. The learned court below will get the said affidavit transmitted to the concerned police station.

(Dinesh Kumar Singh, J.)

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