

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.13443 of 2016**

Arising Out of PS.Case No. -561 Year- 2008 Thana -DARBHANGA COMPLAINT CASE District-  
DARBHANGA

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1. Md. Ashraf Ali @ Ashraf Ali S/o Late Manjur Alam resident of vill -  
Chilha Dilawarpur P.S. - Baheri Dist - Darbhanga.

.... .... Petitioner/s

Versus

1. The State of Bihar.  
2. Nasra Khatoon w/o Ashraf Ali D/o Late Md. Mangal resident of  
Mohalla - Karauni Badhai Tola, P.S. - Sighwara, Distt. - Darbhanga.

.... .... Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Kedar Jha  
For the Opposite Party/s : Mr. Pranav Kumar(App)

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**CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH**  
**ORAL ORDER**

3      06-04-2016                                      The petitioner being husband of the complainant is apprehending his arrest in a complaint case wherein processes were directed to be issued after cognizance being taken for the offences punishable under Sections 323, 379, 498A of the Indian Penal Code.

The basic accusation is of torture.

It is submitted by learned counsel for the petitioner that complainant is dead.

Considering the fact that in the complaint petition the complainant has claimed that she got married with the petitioner in 2006 when the present complaint was filed in 2008 but the present anticipatory bail application has been preferred in 2016, this Court is not inclined to grant privilege of anticipatory bail to the petitioner.

Let learned Court below consider the prayer for regular bail of the petitioner, if the petitioner surrenders within a period of six weeks in connection with Complaint Case No. 561(C) of 2008, pending in the Court of learned Sub-Divisional Judicial Magistrate, Darbhanga.

**(Dinesh Kumar Singh, J)**

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