

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.50064 of 2017

Arising Out of PS. Case No.-2870 Year-2015 Thana- KATIHAR COMPLAINT CASE
District- Katihar

=====

Moor Salim, Son of Md. Taiyab, Resident of Village-Bajeedpur, P.S. Barsoi,
District-Katihar.

... .. Petitioner/s

Versus

1. The State of Bihar
2. Albeli Nisha, Wife of Moor Salim, D/o Md. Niyajuddin Resident of Village-hariharpur, P.S. Azamnagar, District-Katihar.

... .. Opposite Party/s

=====

Appearance :

For the Petitioner/s	:	Mr. Md. Musowir, Advocate
For the State	:	Mr. Rajballabh Singh, APP
For opposite party No.2	:	Mr. Md. Qumrul Hoda, Advocate

=====

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 17-10-2017 Heard learned counsel for the petitioner, learned APP for
the State and learned counsel for the opposite party No.2.

The petitioner seeks bail in a case instituted under Section
498A of the Indian Penal Code and 4 of Dowry Prohibition Act.

Allegation against the petitioner is of committing torture
upon the victim due to non-fulfilment of demand of dowry.

It has been submitted on behalf of the petitioner that the
petitioner is in custody since 11.7.2017 and has got no criminal
antecedent. There is no allegation of tampering of witnesses
alleged against the petitioner. The petitioner has falsely been
implicated in the present case due to petty family dispute. The
case is triable by the Magistrate. The petitioner has relied upon



the judgment of this Court in the case of Md. Naimul Haque Ansari @ Naimul Haque Ansari & Ors. Vs. The State of Bihar, reported in 2006(3) PLJR 182.

On behalf of the State and learned counsel for the opposite party No.2, it is submitted that the petitioner is named in the complaint case.

Considering the aforesaid facts and circumstances, it is ordered that the petitioner, above named, be released on bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned S.D.J.M., Katihar in connection with C.A. Case No.2870 of 2015.

(Sudhir Singh, J)

Narendra/-

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

