

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.46171 of 2017

Arising Out of PS. Case No.-33 Year-2016 Thana- SRI NAGAR District- Madhepura

Md. Afsar, S/o Md Nasiruddin, resident of Village- Lakshmipur Bhagwati,
P.S.- Shrinagar, District- Madhepura.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sharda Nand Mishra, Advocate

For the Opposite Party/s : Mr. RAJEEV NAYAN, APP

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 19-09-2017 Heard learned counsel for the petitioner and learned APP
for the State.

The petitioner seeks bail in a case registered under
Sections 341, 323, 379, 498A, 504, 506/34 of the Indian Penal
Code and ³/₄ 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 26.5.2017 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, it is submitted that the petitioner is
named in the F.I.R.

Considering the aforesaid facts and circumstances, let 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 A.C.J.M. II, Madhepura
in connection with Shrinagar P.S. case No.33 of 2016.

(Sudhir Singh, J)

Narendra/-

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