

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.43317 of 2017

Arising Out of PS.Case No. -207 Year- 2016 Thana -COMPLAINT CASE District- KISANGANJ

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1. Md. Rijwan Son of Siddique R/o Hassan Dumariya (Kachantola), P.S.-
Kochadhaman, District- Kishanganj.

.... Petitioner

Versus

1. The State of Bihar
2. Arsi W/o Md . Rijwan, R/o Hassan Dumaria (Kachan Tola), P.S.-
Kochadhaman, District- Kishanganj. At Present Village- Sontha Tola,
Ambarei, P.S.- Kochadhaman, District- Kishanganj.

.... Opposite Parties

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Appearance :

For the Petitioner/s : Mr. Diwakar Sinha

For the Opposite Party/s : Mr. Md. Fahimuddin

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 15-09-2017 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner seeks bail in a case instituted under
Sections 323, 498A of the Indian Penal Code and 3, 4 of D.P. Act.

The allegation against the petitioner is of committing
torture upon the victim due to non-fulfillment of the demand of
dowry.

It has been submitted on behalf of the petitioner that the
petitioner is in custody since 01.05.2017. The petitioner 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. The case is triable by the



Magistrate. Due to petty family dispute, the present case has been instituted against the petitioner. The petitioner has further relied upon the judgment of this court, in the case of ***Md. Naimul Haque Ansari Vs. The State of Bihar, reported in 2006(3) PLJR 182.***

On behalf of the state, it has been submitted that the petitioner is named in the Complaint Case.

Considering the aforesaid facts and circumstances, let the petitioner above named, be released on bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned C.J.M., Kishanganj, in connection with Complaint case No.207 of 2016.

(Sudhir Singh, J)

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