

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.28147 of 2017

Arising Out of P.S.Case No. -2353 Year- 2015 Thana -COMPLAINT CASE District- ARRARIA
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Md. Zubair @ Md. Zubair Alam, Son of Late Khalil, resident of Village-
Nij Gehua, Police Station- Jalalgarh, District- Purnea.

.... Petitioner

Versus

1. The State of Bihar.
2. Rehana Khatoon, Daughter of Md. Kalimuddin, resident of Village-
Prasadpur, Police Station- Mahalgaon, District- Araria.

.... Opposite Parties
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Appearance :

For the Petitioner : Mr. Mukesh Kumar Rana, Advocate

For the State : Mr. Uma Shankar Prasad Singh, APP
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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 13-07-2017 Heard learned counsel for the petitioner, complainant and

learned counsel for the State.

The petitioner is apprehending his arrest in connection
with Complaint Case No. 2353-C of 2015 for the offences
instituted under Section 498(A) of the IPC.

The prosecution story, in brief, is that the accused
persons including the petitioner tortured the complainant due to
non-fulfilment of demand of dowry.

It has been submitted on behalf of the petitioner that the
petitioner has got no criminal antecedent. There is no allegation of
tampering with the witnesses alleged against the petitioner. The
case is triable by the Magistrate. He has falsely been implicated in



the present case due to petty family dispute. The petitioner has further 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 learned counsels for the complainant and 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 in the event of his arrest or surrender before the learned court below within a period of six weeks from today in connection with Complaint Case No. 2353-C of 2015 on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned S.D.J.M. Araria, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

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(Sudhir Singh, J)

