

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.30534 of 2017

Arising Out of PS.Case No. -29 Year- 2017 Thana -KATIHAR COMPLAINT CASE District-
KATIHAR

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1. Hassan Raja @ Hasan Raja S/o - Nazrul Haque R/o Kushaha, P.S.-
Azamnagar, District- Katihar.

.... Petitioner/s

Versus

1. The State of Bihar.
2. Kashmeri Khatoon W/o- Hassan Raja, D/o late Md. Danish at Present
R/o - Bishanpur, P.S. Barsoi, District- Katihar.

.... Opposite Party/s

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Appearance :

For the Petitioner : Mr. Sanjeev Kumar Singh
For the State : Mr. Nityanand Tiwary, APP
For the Complainant : Mr. Jitendra Kr. Pandey, Advocate

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

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

The petitioner is apprehending his arrest in a case
registered under Sections 498A and 323 of the Indian Penal Code.

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
there is no allegation of tampering of witnesses alleged against the
petitioner. The informant is in habit of filing such cases. On the
earlier occasion also a similar case was filed against the petitioner
and his family members. 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 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 State and learned counsel for the complainant, it is submitted that the petitioner is named in the complaint case.

Considering the aforesaid facts and circumstances, let the petitioner, above named, in the event of arrest/surrender before the learned court below within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of Smt. Jay Shree Kumari, J.M. 1st class, Katihar in connection with Complaint case No. C.A. 29 of 2017, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

Narendra/-

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