

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.41906 of 2017

Arising Out of PS.Case No. -470 Year- 2012 Thana -EAST CHAMPARAN COMPLAINT District-
EASTCHAMPARAN(MOTIHARI)

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1. Sk. Manzoor @ Manjur Alam, Son of SK. Hafizullah, Resident of village- Madhumalti P.S.- Sugauli, District- East Champaran.

.... Petitioner

Versus

1. The State of Bihar.
2. Rijwana Khatoon, Wife of SK. Manzoor Alias Manjur Ahmad, D/o Mansoor Alam, resident of village- Madhumalti, P.S.- Sugauli, District- East Champaran at present Resident of village- Pokhra Shekhpatti, P.S.- Kotwa, District- East Champaran.

.... Opposite Parties

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Appearance :

For the Petitioner/s : Mr. Sunil Kumar No.Iii
For the Opposite Party/s : Mr. Tarun Prasad Mandal

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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 appearing on behalf of the State.

The petitioner is apprehending his arrest in connection with Tr. No. 1897 of 2014, arising out of Complaint Case No.C-470/2012 for the offence instituted under Sections 498(A) of the Indian Penal Code.

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 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 anticipatory 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 Tr. No. 1897 of 2014, arising out of Complaint Case No.C-470/2012 on furnishing bail bond of Rs. 10,000/-(Ten Thousand) with two sureties of the like amount each to the satisfaction of learned A.C.J.M.-, Motihari, East Champaran, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

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