

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.45387 of 2017**

Arising Out of PS. Case No.-146 Year-2017 Thana- MADHUBAN District- East Champaran

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1. Amaluddin @ Amaluddin Ansari son of Late Tabarak Ansari
2. Mobarak Ansari son of late Hadish Mian
3. Shaida Khatoon wife of Jamaluddin Ansari
4. Koraisha Khatoon wife of Amaluddin Ansari
5. Wasir Mian son of Madarbaksh Mian
6. Munni Khatoon wife of Shahabudin Ansari, all resident of village Lahi, P.S. Madhuban, District East Champaran

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Ram Adya Singh, Advocate

For the Opposite Party/s : Mr. Md. Ansarul Haque, APP

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**CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH**  
**ORAL ORDER**

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

The petitioners are apprehending their arrest in a case registered under Sections 341, 323, 504, 498A/34 of the Indian Penal Code and <sup>3</sup>/<sub>4</sub> of Dowry Prohibition Act.

Allegation against the petitioners is of committing torture upon the victim due to non-fulfilment of demand of dowry.

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



petitioners have 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 petitioners, 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 Additional Chief Judicial Magistrate 4<sup>th</sup>, Motihari, East Champaran in connection with Madhuban P.S. case No.146 of 2017 (G.R. case No.3439 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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