

**IN THE HIGH COURT OF JUDICATURE AT PATNA**

**Criminal Miscellaneous No.62029 of 2017**

Arising Out of PS.Case No. -1428 Year- 2016 Thana -EAST CHAMPARAN COMPLAINT  
District- EASTCHAMPARAN(MOTIHARI)

=====

Aliyas Ansari, S/O Mukhtar Ansari, R/V- Sundarpur, P.S. Banjariya,  
District-East Champaran.

.... .... Petitioner

Versus

1. The State of Bihar.
2. Raushan Tara, W/O Aliyas Ansari, R/V- Sundarpur, P.S. Banjariya,  
District-East Champaran, presently residing as D/O Haidar Ansari, R/V-  
Koreya, P.S. Turkauliya, District- East Champaran.

.... .... Opposite Parties

=====

**Appearance :**

For the Petitioner : Mr. Sanjay Kumar No.-7, Advocate.

For the State : Smt. Pushpa Sinha, A.P.P.

=====

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

2      19-12-2017      Heard learned counsel for the petitioner and learned  
A.P.P. for the State.

The petitioner is apprehending his arrest in a case for  
the offence registered under Section 498(A) of the IPC.

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

It has been submitted by learned counsel for the  
petitioner that the petitioner has got no criminal antecedent. There  
is no allegation of tampering with the witnesses alleged against the  
petitioner. 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 learned counsel for the State, it has been submitted that the petitioner is named in the F.I.R/ complaint case.

Considering the aforesaid facts and circumstances, let the petitioner above named, in the event of arrest or 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 the learned C.J.M. East Champaran at Motihari, in connection with Complaint Case No. 1428 of 2016, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

U.K./-

|   |  |   |  |
|---|--|---|--|
| U |  | T |  |
|---|--|---|--|

**(Sudhir Singh, J)**

