

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.57329 of 2017

Arising Out of PS. Case No.-400 Year-2016 Thana- MUZFFARPUR COMPLAINT CASE
District- Muzaffarpur

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Munna Hussain, son of Md. Salim Miyan, resident of Village- Chand Kewari,
Police Station Deoriya, District- Muzaffarpur.

... .. Petitioner/s

Versus

1. The State of Bihar.
2. Gulshan Begum, wife of Munna Hussain, D/o Md. Shaimul Miyan, resident of Village- Neknampur, P.S.- Deoriya, District- Muzaffarpur.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Upendra Kumar Chaubey, Advocate

For the Opposite Party/s : Mr. CHAUBEY JAWAHAR, APP

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 08-12-2017 Heard learned counsel for the petitioner and learned APP
for the State.

The petitioner is apprehending his arrest in a case registered under Sections 324 and 498A 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 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 due to petty family dispute. The case is triable by the Magistrate. The



petitioner has 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 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 learned Sub Divisional Judicial Magistrate, West, Muzaffarpur in connection with Complaint case No.400 of 2016 corresponding to Trial No.3971 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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