

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.48383 of 2017

Arising Out of PS. Case No.-1210 Year-2014 Thana- BHAGALPUR COMPLAINT CASE
District- Bhagalpur

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Arif Ghazi @ Asif Ghazi, S/o M. Ghaziuddin, Resident of Village- Karma,
P.O.- Irba, P.S.- Ormanjhi, District- Ranchi, State- Jharkhand.

... .. Petitioner/s

Versus

1. The State of Bihar.
2. Aaisa Rahman, D/o Md. Md. Asif Rahman, Resident of Mohalla- Piparpati,
Nath Nagar, P.S.- Nathnagar, District- Bhagalpur.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s	:	Mr. Praveen Kumar, Advocate
For the State	:	Mr. Kalyan Shankar, APP
For opposite party No.2	:	Mr. Rajiv Ranjan Singh, Advocate Mr. Shanti Bhushan Singh, Advocate

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 12-10-2017 Heard learned counsel for the petitioner, learned APP for
the State and learned counsel for the opposite party No.2.

The petitioner is apprehending his arrest in a case
registered under Sections 323, 498A of the Indian Penal Code
and 4 of Dowry Prohibition Act.

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 and learned counsel for the opposite party No.2, 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, Bhagalpur in connection with Complaint case No.1210 of 2014, 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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