

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.51572 of 2016

Arising Out of PS.Case No. -210 Year- 2014 Thana -SITAMARHI COMPLAINT CASE District-
SITAMARHI

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Asfak Shah s/o Mumtaz Shah resident of village - Koili, P.S. - Nanpur, Dist
- Sitamarhi.

.... Petitioner/s

Versus

1. The State of Bihar.
2. Shafina Khatoon W/o Asfak Shah, D/o Md Sadik presently residing at
village - Kanhma, P.S. - Bela, Dist - Sitamarhi.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Mahendra Thakur
For the Opposite Party/s no.2 : Mr. Pusupendra Kumar Singh
For the State : Smt. Indu Bala Pandey, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA
ORAL ORDER

4 27-04-2017 Heard learned counsel for the petitioner, opposite
party no.2 and the learned A.P.P. for the State.

The petitioner apprehends his arrest in connection
with Complaint Case No. 210 of 2014 registered under Sections
498(A), 379, 323/34 of the Indian Penal Code and ¾ of the Dowry
Prohibition Act.

Learned counsel for the petitioner submits that it
would appear from the solemn affirmation of the complainant that
she herself stated that her first marriage was solemnized before 25
years, which does not corroborate with the complaint petition.
Further submission is that petitioner has never demanded any
dowry.



Learned counsel appearing on behalf of the opposite party no. 2 vehemently opposed the prayer of the petitioner.

Having considered the facts and circumstances of the case, let the above named petitioner be released on bail, in the event of arrest or surrender before the learned Court below within a period of four weeks from today, on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the S.D.J.M., Pupri at Sitamarhi in connection with Complaint Case No. 210 of 2014, subject to the condition as laid down under Section 438(2) of the Cr. P.C.

(Arvind Srivastava, J)

Shailendra/-

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