

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.41213 of 2017

Arising Out of PS.Case No. -131 Year- 2015 Thana -SAMASTIPUR COMPLAINT CASE District-
SAMASTIPUR

=====

Md. Nizam son of Md. Ahmad, resident of village Khairpura, P.S. Singhia,
District Samastipur

.... Petitioner/s

Versus

1. The State of Bihar
2. Tabassum Khatoon D/o Marhum Md. Alamgir, r/o village Harpur, P.S. Singhia, District Samastipur

.... Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Pramod Kumar Singh, Advocate

For the State : Mr. Ahmad Ali, APP

For Opposite Party No.2 : Mr. Vinay Kumar Mishra, Advocate

=====

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 25-08-2017 Heard learned counsel for the petitione, 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 Section 498(A) 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 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 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 A.C.J.M. Vth, Rosera in Samastipur district in connection with Complaint case No.131 of 2015, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

Narendra/-

U		T	
---	--	---	--

