

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.61440 of 2017

Arising Out of PS. Case No.-1874 Year-2015 Thana- DARBHANGA COMPLAINT CASE
District- Darbhanga

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Haider Sah @ Md. Haider Ali Sah son of Ishrafil Sah @ Md. Ishrafil, resident of village Raj Nagar, Police Station Raj Nagar, District Madhubani

... .. Petitioner/s

Versus

1. The State Of Bihar
2. Ishrat Khatoon daughter of Md. Ansar Shah, resident of Malpatti, police station Kamtaul, District Darbhanga

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Syed Ashfaque Ahmad, Adv.
For the Opposite Party/s : Mr. RAM PRIYA SARAN SINGH, APP

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 15-12-2017 Heard learned counsel for the petitioner and learned APP
for the State.

The petitioner is apprehending his arrest in a case registered under Section 498A/34 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 S.D.J.M., Darbhanga in
connection with Complaint case bearing C.R. case No.1874 of
2015, 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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