

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.42247 of 2017

Arising Out of PS.Case No. -59 Year- 2016 Thana -KUSHESHWARSTHAN District-
DARBHANGA

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1. MD. KADIR @ KADIR Son of Md. Lalo, resident of Village- Rambari,
P.S.-Kushesarasthan, District- Darbhanga.

.... Petitioner

Versus

1. The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Sunil Kumar

For the Opposite Party/s : Mr. Sir Pawan Kumar Chaurasiya

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 15-09-2017 Heard learned counsel for the petitioner and learned
counsel appearing on behalf of the State.

The petitioner seeks bail instituted under Sections 448,
452, 341, 323, 379, 504, 498A, 34 of the Indian Penal Code and ¾
of D.P. Act.

The allegation against the petitioner is of committing
torture upon the victim due to non-fulfillment of the demand of
dowry.

It has been submitted on behalf of the petitioner that the
petitioner is in custody since 13.07.2017. 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. The case is triable by the



Magistrate. Due to petty family dispute the present case has been instituted against the petitioner. The petitioner has further relied upon the judgment of this court, in the case of ***Md. Naimul Haque Ansari Vs. The State of Bihar, reported in 2006(3) PLJR 182.***

On behalf of the State, it has been submitted that the petitioner is named in the FIR.

Considering the aforesaid facts and circumstances, let the petitioner above named, be released on bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned S.D.J.M., Biraul, in connection with Kushesharasthan P.S. Case No. 59 of 2016.

(Sudhir Singh, J)

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