

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.41236 of 2017

Arising Out of PS.Case No. -3430 Year- 2013 Thana -COMPLAINT CASE District- ARRARIA

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Md. Seraj S/o Jabun Miya, resident of village Azam Nagar, P.S. Araria,
District Araria

.... Petitioner/s

Versus

1. The State of Bihar
2. Bibi Nashima w/o Md. Seraj, D/o late Chitan Miya, residing at village
Azam Nagar, Ward No.3, P.S. & District Araria

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Kundan Kumar Singh, Advocate
For the Opposite Party/s : Mr. Pramod Kumar Pandey, APP

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 25-08-2017 Heard learned counsel for the petitioner and learned

APP for the State.

The petitioner is apprehending his arrest in a case
registered under Section 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 S.D.J.M., Araria in connection with Araria Complaint case No.3430(C) of 2013, 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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