

**IN THE HIGH COURT OF JUDICATURE AT PATNA**

**Criminal Miscellaneous No.37762 of 2017**

Arising Out of PS.Case No. -501 Year- 2016 Thana -NALANDA COMPLAINT CASE District-  
NALANDA (BIHARSHARIFF)

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MD. SHAMSUDDIN @ SHAMSUDDIN Son of Zabir Hussain, R/o  
Mohalla- Pakki Talab, P.S.- Laheri, District- Nalanda.

.... .... Petitioner

Versus

1. The State of Bihar.
2. Nahid Pravin D/o Md. Aftab Alam, R/o Mohalla- Sherpur, P.S.- Bihar,  
District-Nalanda

.... .... Opposite Parties

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**Appearance :**

For the Petitioner : Mr. Raj Kishor Prasad, Advocate.

For the State : Mr. Tarun Prasad Mandal, A.P.P.

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**CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH**  
**ORAL ORDER**

2      10-08-2017                      Heard learned counsel for the petitioner and learned  
counsel for the State.

The petitioner is apprehending his arrest in connection  
with Complaint Case No. 501C/2016 for the offences instituted  
under Section 498(A) of the IPC.

The prosecution story, in brief, is that the accused  
persons including the petitioner tortured the complainant 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 with the witnesses alleged against the petitioner. He 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 has been submitted that the petitioner is named in the complaint case.

Considering the aforesaid facts and circumstances, let the petitioner above named, be released on bail in the event of his arrest or surrender before the learned court below within a period of six weeks from today in connection with Complaint Case No. 501C/2016 on furnishing bail bond of Rs. 10,000/-(Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned C.J.M. Nalanda at Bihar Sharif, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

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**(Sudhir Singh, J)**

