

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.9750 of 2017

Arising Out of PS.Case No. -27489 Year- 2014 Thana -PATNA COMPLAINT CASE District-
PATNA

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1. Md. Sami Haider, Age -40 years, S/o- Haji Ghulam Mohammad
Zulfiquar Haider, resident of FA/20, Second Floor, Newland Apartment,
Abu Fazal Enclave, Okhla, P.S.- Jamia Nagar, District- New Delhi.

.... Petitioner

Versus

1. The State of Bihar.
2. Ghazala Khurshid, W/o Md. Sami Haider Daughter of Md. Khurshid
Khan, Resident of Flat No. B/404, Deep Ganga Complex, Chauhatta, P.S.-
Pir Bahore, District- Patna.

.... Opposite Parties

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Appearance :

For the Petitioner/s : Mr. Shama Sinha
For the Opposite Party/s : Mr. Rajendra Prasad Nat
Mr. Syed Ehteshamuddin

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

5 25-08-2017 Heard learned counsel for the petitioner, learned
counsel for the complainant and learned counsel appearing on
behalf of the State.

The petitioner is apprehending his arrest in
connection with Complaint Case No.27489(C)/2014 for the
offence instituted under Sections 498(A) of the Indian Penal Code
and 3/4 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 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 and the counsel for the complainant, 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 anticipatory 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.27489(C)/2014 on furnishing bail bond of Rs. 10,000/-(Ten Thousand) with two sureties of the like amount each to the satisfaction of learned J.M.1st Class, Patna, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

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