

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.48797 of 2017

Arising Out of PS.Case No. -137 Year- 2015 Thana -SITAMARHI COMPLAINT CASE District-
SITAMARHI

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1. Md. Safare Alam @ Safare Alam son of Md. Gulam Ansari Resident of
village - Lichi Fulwari, Sursant Uttari, P.S. Sursand, District - Sitamarhi.

.... Petitioner

Versus

1. The State of Bihar.
2. Nasira Khatoon daughter of Late Islam and wife of Md. Safare Alam @
Safare Alam presently residing at village - Chakni, P.S. Sursand, District -
Sitamarhi.

.... Opposite Parties

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Appearance :

For the Petitioner/s : Mr. Pushpendra Kumar Singh
For the Opposite Party/s : Smt. Asha Devi

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 12-10-2017 Heard learned counsel for the petitioner, learned
counsel for the State and learned counsel for the complainant.

The petitioner seeks bail in a case instituted under
Sections 498A of the Indian Penal Code.

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 30.06.2017. 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 and 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 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., Pupri, Sitamarhi, in connection with Complaint case No.CI-137 of 2015.

(Sudhir Singh, J)

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