

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.36290 of 2017

Arising Out of PS.Case No. -309 Year- 2017 Thana -PHULWARI District- PATNA

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1. Faizan Quamar @ Faizan Qamur Son of Late Etsanullah Resident of Village - Masjid Churaha Phulwarisharif, P.S. - Phulwarisharif, District - Patna.

.... Petitioner

Versus

1. The State of Bihar.
2. Azima Khatoon Daughter of Mohammad Kalam Resident of Village - Munir Colony, P.S. - Phulwarisharif, District - Patna.

.... Opposite Parties

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Appearance :

For the Petitioner/s : Mr. Manoj Kumar
For the Opposite Party/s : Mr. Lalan Kumar

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

02 10-08-2017 Heard learned counsel for the petitioner and learned counsel appearing on behalf of the State.

The petitioner is apprehending his arrest in connection with Phulwarisharif P.S. Case No. 309 of 2017 for the offence instituted under Section 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, it has been submitted that the petitioner is named in the F.I.R.

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 Phulwarisharif P.S. Case No. 309 of 2017 on furnishing bail bond of Rs. 10,000/-(Ten Thousand) with two sureties of the like amount each to the satisfaction of Ms. Sheema Eram, 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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