

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.13305 of 2018

Arising Out of PS. Case No.-236 Year-2017 Thana- BARSOI District- Katihar

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Md. Jawed @ Jawed S/o Md. Rustom, R/o Village- Sihigaon, P.S.- Barsoi,
District- Katihar.

... .. Petitioner/s

Versus

1. The State of Bihar.
2. Muso Khatoon W/o Md. Jawed @ Jawed, R/o Village- Sihigaon, P.S.- Barsoi,
District- Katihar & D/o Md. Mainuddin, presently reside at Village- Baltar,
P.S.- Barsoi, District- Katihar.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Md. Qumrul Hoda
For the Opposite Party/s : Mr. CHAUBEY JAWAHAR

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 09-03-2018 Counsel for the petitioner is permitted to make necessary

correction in the name of the father of the opposite party No.2 in

address column in course of the day.

Heard learned counsel for the petitioner and learned APP
for the State.

The petitioner seeks bail in a case registered under Section
498A/34 of the Indian Penal Code and 4 of Dowry Prohibition
Act.

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 is in custody since 28.11.2017 and has got no criminal



antecedent. Charge sheet has been submitted in this case. 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 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 F.I.R.

Considering the aforesaid facts and circumstances, let the petitioner, above named, be released on bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned C.J.M., Katihar in connection with Barsoi P.S. case No.236 of 2017.

(Sudhir Singh, J)

Narendra/-

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