

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.12306 of 2018

Arising Out of PS. Case No.-318 Year-2016 Thana- DHAKA District- East Champaran

Atabul Khan S/o Late Mokhtar Khan @ Late Sabir Khan, R/o Bahhilpur, P.S.-
Dhaka, District- East Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Patanjali Rishi
For the Opposite Party/s : Mr. MUKESHWAR DAYAL

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 07-03-2018 Heard learned counsel for the petitioner and learned APP
for the State.

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

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 14.12.2017 and 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 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 Sub Divisional Judicial Magistrate, Sikarhana at Dhaka, East Champaran in connection with Dhaka P.S. case No.318 of 2016.

(Sudhir Singh, J)

Narendra/-

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