

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.16980 of 2018**

Arising Out of PS. Case No.-185 Year-2017 Thana- DULHIN BAZAR District- Patna

Md. Mumtaz @ Md. Mumtab son of Md. Seraj Resident of Mohalla -  
Abarpool Town, Police Station - Arrah, District - Bhojpur.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr. Anamul Haque

For the Opposite Party/s : Mr. PRADEEP NARAIN KUMAR

**CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH**  
**ORAL ORDER**

2      28-03-2018              Heard learned counsel for the petitioner and learned APP  
for the State.

The petitioner seeks bail in a case instituted for the offences under Sections 498A, 341, 323/34 of the Indian Penal Code and Sections 3/4 of the 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 30.01.2018 and has got no criminal antecedent. There is no allegation of tampering of witnesses alleged against the petitioner. Charge-sheet has been submitted in the present case. 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/complaint case.

Considering the aforesaid facts and circumstances, it is directed that 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 learned A.C.J.M. III, Danapur in connection with Dulhin Bazar P.S. Case No. 185/2017.

**(Sudhir Singh, J)**

Pankaj/-

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