

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.38819 of 2018

Arising Out of PS. Case No.-33 Year-2018 Thana- PAHARKATTA District- Kishanganj

Shah Jamal son of Late Kalimuddin resident of Village- Kala Singhiya, P.S.
Paharkatta, District- Kishanganj.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner	:	Mr. Ram Prawesh Kumar
For the State	:	Mr. Humayou Ahmad Khan, APP
For the Informant	:	Mr. Bibhuti Narayan, Advocate
		Mr. Avnish Kumar, Advocate

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 05-07-2018 Heard learned counsel for the petitioner, learned APP
for the State and learned counsel for the informant.

The petitioner seeks bail in a case registered under
Sections 323, 341, 504, 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 15.04.2018 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 and learned counsel for the informant, it is submitted that the petitioner is named in the complaint case/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 Additional Chief Judicial Magistrate, Kishanganj in connection with Paharkatta P.S. case No.33 of 2018.

(Sudhir Singh, J)

Narendra/-

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