

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.43634 of 2018

Arising Out of PS.Case No. -476 Year- 2016 Thana -TURKAULIYA District-
EASTCHAMPARAN(MOTIHARI)

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1. Md. Sarif S/o Haji Dewan @ Md. Haji Sah Resident of village-
Mohammadpur,P.S.- Banjaria, District- East Champaran

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Nafisuzzoha

For the Opposite Party/s : Dr. Kumar Uday Pratap

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 20-07-2018 Heard learned counsel for the petitioner and learned APP for
the State.

The petitioner seeks bail in a case registered under Sections
323, 326, 307, 498A, of the Indian Penal Code.

Allegation against the petitioner is of committing torture
upon the victim due to non-fulfillment of demand of dowry.

It has been submitted on behalf of the petitioner that the
petitioner is in custody since 20-03-2018 and has got no
antecedent. There is no allegation of tampering of witnesses
against the petitioner. Charge sheet has already been submitted in
this case. The petitioner has falsely been implicated in the present
case due to petty family dispute. There is no medical examination
report with regard to offence under Section- 307



of the Indian Penal Code. Rest of the offences are 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 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 Chief Judicial Magistrate, Motihari, East Champaran in connection with Turkaulia P.S. Case No. 476 of 2016.

(Sudhir Singh, J)

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