

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.68854 of 2018

Arising Out of PS. Case No.-625 Year-2015 Thana- COMPLAINT CASE District-
Kishanganj

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1. Md. Akil Akhtar, Son of Shaki Akhtar,
 2. Chaman Ara alias Chaman Khaton, Wife of Md. Akil Akhtar,

... .. Petitioner/s

Versus

1. The State of Bihar.
2. Arsin Jahan alias Ladli, Wife of Md. Akil Akhtar, D/o Saidul Abrar, at present residing at Village Sontha, P.S.- Kochadaman, District- Kishanganj.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ram Prawesh Kumar
For the Opposite Party/s : Mr. Tarkeshwar Nath Thakur

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 12-12-2018 Heard learned counsel for the petitioners and learned
APP for the State.

The petitioners are apprehending their arrest in a case registered under Section 498A of the Indian Penal Code.

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

It has been submitted on behalf of the petitioners that there is no allegation of tampering of witnesses alleged against the petitioners. The petitioners have falsely been implicated in the present case due to petty family dispute. On the earlier occasion also, the complainant had lodged a complaint case against the petitioners and their family members. The case is triable by the



Magistrate. The petitioners have 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 petitioners are named in the Complaint Case/F.I.R.

Considering the aforesaid facts and circumstances, let the petitioners, above named, in the event of arrest/surrender before the learned court below within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) each with two sureties of the like amount each to the satisfaction of learned Sub Divisional Judicial Magistrate, Kishanganj in connection with Complaint Case No. 625 of 2015, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

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