

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.13910 of 2018

Arising Out of PS. Case No.-456 Year-2017 Thana- COMPLAINT CASE District- Araria

Md. Salam, Son of Taslimuddin, Resident of Village- Bardaha College
Chouk, Police Station- Bardaha, District- Araria.

... .. Petitioner/s

Versus

1. The State of Bihar.
2. Bibi Afsana Khatoon, Wife of Md. Salam, Daughter of Md. Zafar Alam,
Resident of Village- Jokihat, Police Station- Jokihat, District- Araria.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Rama Nand Poddar
For the Opposite Party/s : Mr. MANISH KUMAR 2

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 09-03-2018 Heard learned counsel for the petitioner and learned APP
for the State.

The petitioner is apprehending his arrest in a case registered under Section 498A of the Indian Penal Code and $\frac{3}{4}$ of 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 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 complaint case.

Considering the aforesaid facts and circumstances, let the
petitioner, 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) with two sureties of the like amount
each to the satisfaction of learned Sub Divisional Judicial
Magistrate, Araria in connection with Complaint case No.456 of
2017, subject to the conditions as laid down under Section
438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

Narendra/-

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