

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.2757 of 2018**

Arising Out of PS.Case No. -1178 Year- 2015 Thana -PATNA COMPLAINT CASE District-  
PATNA

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1. Sheikh Abdul Ayub Son of Late Sheikh Akbar Resident of Mohalla-Sonda De P.S. Bhurknda District-RamGarh (Jharkhand).

.... .... Petitioner

Versus

1. The State of Bihar  
2. Jainab Parween Wife of Sheikh Abdul Ayub D/o Md Khurshid Resident of Mohalla Sanda De P.S. Bhurkunda District-Ram Garh (Jharkhand), at Present residing at Bari Masjid Ki Gali .P.O. Gulzarbagh P.S. Alamganj District-Patna. (Bihar).

.... .... Opposite Parties

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**Appearance :**

For the Petitioner/s : Mr. Ram Prawesh Kumar

For the Opposite Party/s : Mr. Umanath Mishra

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

2      17-01-2018                      Heard learned counsel for the petitioner and learned  
counsel appearing on behalf of the State.

The petitioner is apprehending his arrest in a case instituted under Section 498(A) of the Indian Penal Code and 4 of D.P. Act.

The allegation against the petitioner is of committing torture upon the victim due to non-fulfillment of the 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. The case is triable by the Magistrate. Due to petty family dispute, the present case has been instituted against the petitioner. The petitioner has further relied upon the judgment of this court, in the case of ***Md. Naimul Haque Ansari Vs. The State of Bihar, reported in 2006(3) PLJR 182.***

On behalf of the State, it has been submitted that the petitioner is named in the Complaint Case.

Considering the aforesaid facts and circumstances, let the petitioner above named be released on anticipatory bail in the event of arrest or surrender before the learned court below within a period of six weeks from today in connection with Complaint Case No.1178/2015 on furnishing bail bond of Rs. 10,000/-(Ten Thousand) with two sureties of the like amount each to the satisfaction of learned A.C.J.M.-IV, Patna city, Patna, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

**(Sudhir Singh, J)**

Amit/-

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