

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.21577 of 2018

Arising Out of PS. Case No.-185 Year-2017 Thana- MUZFFARPUR COMPLAINT CASE
District- Muzaffarpur

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Md. Irfan Javed son of Md. Motiur Rahman, resident of village Mogalpura,
P.S. Mehasi, District East Champaran (Motihari)

... .. Petitioner/s

Versus

1. State Of Bihar
2. Mehro Afroj @ Pinki wife of Md. Irfan Javed presently living with her
father Md. Sabir Ansari resident of village Basantpur Malikan, P.O.
Barkagaon, via- kanti, P.s. Karja, District Muzaffarpur

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Hari Kishore Thakur
For the Opposite Party/s : Mr. Tarkeshwar Nath Thakur

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 11-04-2018 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 ¾
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 S.D.J.M. West, Muzaffarpur in connection with Complaint case No.185 of 2017, Trial No.4490 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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