

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.33207 of 2018

Arising Out of PS.Case No. -1061 Year- 2013 Thana -MADHEPURA COMPALINT CASE
District- MADHEPURA

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1. Md. Bechan, Son of Late Md. Judi @ Juddi, Resident of Village- Jave,
Police Station- Bhawanipur, District- Purnea.

.... Petitioner/s

Versus

1. The State of Bihar.
2. Bibi Rubina Khatoon, Wife of Md. Allauddin, Daughter of Md. Masrail,
Resident of Village- Paina, Police Station- Chousa, District- Madhepura.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Raj Kumar

For the Opposite Party/s : Mr. Sir Pramod Kumar Pandey

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 18-06-2018 Heard learned counsel for the petitioner and learned APP
for the State.

The petitioner is apprehending his arrest in a case registered
under Sections 498A, 323, 406 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 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/F.I.R.

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,
Udakishunganj, Madhepura in connection with Complaint Case
No. 1061 of 2013, subject to the conditions as laid down under
Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

A.K.V./-

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