

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.38575 of 2018**

Arising Out of PS.Case No. -2491 Year- 2016 Thana -COMPLAINT CASE District- ARRARIA

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1. Md. Ashraf Ansari son of Shifuddin Ansari resident of village - Dumaria,  
P.S. Kurakanta, District - Araria.

.... .... Petitioner/s

Versus

1. The State of Bihar.  
2. Katuna Nisha w/o Md. Ashraj Ansari Resident of Village - Dumaria, P.S.  
Kurakanta, District Araria.

.... .... Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Gopal Kumar Jha

For the Opposite Party/s : Mr. Sri Upendra Kumar

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

6      05-07-2018      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.

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 Chief Judicial Magistrate,  
Araria in connection with Complaint Case No. 2491 of 2016,  
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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