

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.160 of 2018

Arising Out of PS.Case No. -186 Year- 2017 Thana -PUPRI District- SITAMARHI

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1. BABIB ANSARI @ HABIB ANSARI, Son of Late Jalim Ansari,
2. Saimun Khatoon, Wife of Habib Ansari,
3. Naema Khatoon @ Nusrat Khatoon, Wife of Akbar Ansari, All are
resident of Village- Jhajhihar Mahima, P.S.- Pupri, District- Sitamarhi.

.... Petitioners

Versus

1. The State of Bihar.

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Shankar Kumar

For the Opposite Party/s : Mr. Asharaf Ansari

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 05-01-2018 Heard learned counsel for the petitioners and learned
counsel for the State.

The petitioners are apprehending their arrest in a case
instituted under Sections 341, 323, 498(A) and 494/34 of the
Indian Penal Code.

The allegation against the petitioners is of committing
torture upon the victim due to non-fulfillment of the demand of
dowry.

It has been submitted on behalf of the petitioners that
the petitioners have got no criminal antecedent. There is no
allegation of tampering of witnesses alleged against the
petitioners. The petitioners have falsely been implicated in the



present case. The case is triable by the Magistrate. The petitioners are the family members of the husband of victim. They are separate in mess and property from the husband of the victim. The petitioners have 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 petitioners are named in the F.I.R.

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 Pupri P.S. Case No.186 of 2017, G.R. No.761/2017 on furnishing bail bonds of Rs. 10,000/-(Ten Thousand) each with two sureties of the like amount each to the satisfaction of learned S.D.J.M., Pupri at Sitamarhi, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

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