

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.63620 of 2017

Arising Out of PS. Case No.-175 Year-2016 Thana- MADHUBANI COMPLAINT CASE
District- Madhubani

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Md. Mustakim Ansari @ Md. Mustakim son of Yasin Ansari, resident of
village Marukiya, P.S. Andhrathardhi, District Madhubani

... .. Petitioner/s

Versus

1. The State Of Bihar
2. Afsana Khatoon wife of Md. Mustakim Ansari @ Md. Mustakim, daughter
of Md. Yanus, resident of Barhara, P.S. Babubarhi, District Madhubani

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Gagan Deo Yadav, Advocate
For the State : Mr. GAURI SHANKAR GUPTA, APP

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 05-01-2018 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, 406 of the Indian Penal Code.

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 Sri Vikash Jha, learned J.M. 1st class,
Madhubani in connection with Complaint case No.165 of 2016
(C.I.S.)/ 175 of 2016 (C.R.), 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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