

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.48156 of 2018

Arising Out of PS.Case No. -627 Year- 2016 Thana -COMPLAINT CASE District- ARRARIA

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1. Md. Khurshid Alam Son of Md. Saro @ Dalkhawa Resident of Village
Charemna Pul, P.O. Kankhudiya, P.S. Palasi, District Araria.

.... Petitioner/s

Versus

1. The State of Bihar.
2. Bibi Afsari W/o Md. Khursid Alam, D/o Md. Sajam R/o Vill - Dhighi,
P.S. - Palasi, Distt. Araria.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.

For the Opposite Party/s : Mr.

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 21-08-2018 Heard the parties.

The petitioner is apprehending his arrest in connection with
Complaint Case No.627C/2016, registered for offences punishable
under Sections 341, 323, 504/34 of the Indian Penal Code.

Allegation against the petitioner is of assault with respect to
demand of dowry.

Submission of the learned counsel for the petitioner is that
the summon for offence has not been taken under Section 498A of
the IPC and the cognizance has been taken under Sections 341,
323 and 504/34 of the IPC and Section 3 /4 of the Dowry
Prohibition Act.

Heard learned A.P.P. also.



Having heard both sides and in view of the facts and circumstances, as stated above, let the petitioner, above named, in the event of arrest or surrender before the court below within a period of six weeks from the date of receipt of the order, be released on bail on furnishing bail bond of Rs.25,000/- (Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of the learned SDJM, Araria in connection with Complaint Cae No.627C of 2016 subject to condition as laid down under Section 438 (2) of the Code of Criminal Procedure.

With following conditions :

- (i) One of the bailors of the petitioner shall be a local person having sufficient immovable property within the jurisdiction of the concerned court.
- (ii) The petitioner will not induce any witness or tamper with the evidence.
- (iii) The petitioner shall co-operate in the investigation of the case and make himself available as and when required by the Police, otherwise, the prosecution is free to move for cancellation of his bail bond.

With the aforesaid direction, this application is allowed.

(Vinod Kumar Sinha, J)

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