

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.46859 of 2018**

Arising Out of PS. Case No.-2799 Year-2015 Thana- COMPLAINT CASE District- Araria

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Wasiquir Rahman Son of Late Mantaraz Resident of Village - Mahadeva, P.S. -  
Jokihat, District - Araria.

... .. Petitioner/s

Versus

1. The State of Bihar.
2. Bibi Fatma @ Bibi Fatima wife of Wasiquir Rahman, D/o Md. Jainul Resident  
of Village - Kashibari, P.S. - Jokihat, District - Araria.

... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Vijay Anand

For the Opposite Party/s : Smt. Suman Kumari Singh

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

2      01-08-2018                      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 and  $\frac{3}{4}$   
of Dowry Prohibition Act.

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 learned S.D.J.M., Araria  
in connection with C.R. No.2799(c) of 2015, 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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