

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.57121 of 2018

Arising Out of PS. Case No.-1601 Year-2016 Thana- EAST CHAMPARAN COMPLAINT
District- East Champaran

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Md. Ajjam Ali @ Mojjam Ali son fo Abdul Rashid, resident of village
Jaisinghpur, Khirwa, P.S. Turkauliya, District East Champaran

... .. Petitioner/s

Versus

1. State Of Bihar
2. Ruksana Khatoon wife of Md. Mujjam Ali, daughter of Abdul Manan,
resident of village Jaisinghpur, Khirwa, P.S. Turkauliya, District East
Champaran, presently residing at Jhitkahiya, P.S. Lakhaura, District East
Champaran

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ranjeet Kumar
For the Opposite Party/s : Mr. Nand Kishore Pd

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 13-09-2018 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-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 Sub Divisional
Judicial Magistrate, Sadar, East Champaran, Motihari in
connection with Trial No.2075 of 2017 arising out of Complaint
case No.1601 of 2016, 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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