

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.48599 of 2018

Arising Out of PS. Case No.-762 Year-2016 Thana- COMPLAINT CASE District- Araria

Md. Nasar Imam @ Nasar Imam son of Kalimuddin Ansari, resident of village Pokhar Basti, Forbesganj, P.S. Forbesganj, District Araria

... .. Petitioner/s

Versus

1. State Of Bihar
2. Faruk @ Fatuk Gajala w/o Md. Nasar Imam, D/o Abdul Jaiel Ansari, resident of vill. Forbesganj Pokhar Basti, P.S. Forbesganj, Dist. Araria, A/p Zeorile, P.S. Araria, Dist. Araria (Bihar)

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ashok Kumar Singh
For the Opposite Party/s : Mr. Mustaque Alam

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 07-08-2018 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.

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 Complaint case No.762C 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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