

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.16459 of 2018**

Arising Out of PS.Case No. -14 Year- 2017 Thana -VAISALI COMPLAINT CASE District-  
VAISHALI(HAJIPUR)

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1. Md. Ahmad S/o Md. Monif Resident of Village- Rampur Hari, P.S. Minapur, District- Muzaffarpur.

.... .... Petitioner/s

Versus

1. The State of Bihar.  
2. Madina Khatoon @ Rosham Khatoon Wife of Md. Ahmad , D/o Md. Jalil Resident of Village- Ishufpur, P.S. Khanjaha Chawk, P.S. Lalganj, District- Vaishali.

.... .... Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Dharmendra Kumar Paswan  
For the Opposite Party/s : Mr. Sir Pawan Kumar Chaurasiya

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

2      22-03-2018              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 ¾ of Dowry Prohibition Act.

Allegation against the petitioner is of committing torture upon the victim due to non-fulfillment of demand of dowry.

It has been submitted on behalf of the petitioner that the petitioner is husband of the victim. 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/F.I.R.

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, Vaishali at Hajipur in connection with Complaint Case No. 14 of 2017, Tr. No. 3468 of 2017, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

**(Sudhir Singh, J)**

A.K.V./-

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