IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.72303 of 2018

Arising Out of PS. Case No.-212 Year-2017 Thana- COMPLAINT CASE District- Araria

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Abdul Mannan, Son of Matur Rahman, Resident of Village- Madhopur, Bairiyapatti, Ward NO. 6, P.S.- Chhatapur, Dist.- Supaul.

... ... Petitioner/s

Versus

1. The State of Bihar.
2. Khatija Khatoon, daughter of Md. Moin, Wife of Abdul Mannan, Resident of Village- Madhopur Bairiyapatti, Ward o. 6, P.S.- Chhatapur, Dist- Supaul. At present Resident of Village- Dolbajja, P.S.- Forbesganj, District- Araria.

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr. Ramesh Kumar Singh
For the Opposite Party/s : Mr. Nityanand Tiwary, APP

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH

ORAL ORDER

2 04-12-2018 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-fulfillment 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

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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 Chief Judicial Magistrate, Araria in connection with Complaint Case No. 212C/2017, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

Pankaj/-

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