

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.67223 of 2018

Arising Out of PS.Case No. -305 Year- 2017 Thana -COMPLAINT CASE District- ARRARIA

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Md. Mahmood Alam, S/o Late Maqubool Hussain, Resident of Village-
Adhang, P.S. Jalalgarh, District-Purnea, At Present Kakorwa Ward No. 29
P.S.+District-Araria.

.... Petitioner/s

Versus

State of Bihar & Anr

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.

For the Opposite Party/s : Mr. Prabhat Kumar Jha(App)

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 05-11-2018 Heard learned counsel for the petitioner and learned APP for
the State.

The petitioner is apprehending his arrest in a case registered
under Sections 323, 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 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. On earlier occasion also, the
victim and her family members have instituted a case for similar
nature of offence against the petitioner and his family members.
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, Araria in connection with Araria Complaint Case No.
305C of 2017, subject to the conditions as laid down under
Section 438(2) of the Code of Criminal Procedure.

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(Sudhir Singh, J)

A.K.V./-

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